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BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

*City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532*

MEETING MINUTES

DOCUMENTS DEPT.

Tuesday, July 6, 1999 2:00 PM

AUG 27 1999

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

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TOM AMMIANO, PRESIDENT

***ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE***

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday

1:00 PM

Wednesday

10:00 AM

1st and 3rd Tuesday

10:00 AM

2nd Tuesday

1:00 PM

2nd & 4th Thursday

1:00 PM

3rd Tuesday

1:00 PM

2nd & 4th Thursday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Tuesday

10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair, of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:09 p.m. On call of the roll, the following Supervisors were noted absent.

Supervisor Bierman - 1.

Quorum present.

Supervisor Bierman was noted present at 2:30 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Teng, seconded by Supervisor Brown, moved to APPROVE the May 3, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

Privilege of the Floor

Supervisor Yee, seconded by Supervisor Yaki, moved to suspend Rule 4.25 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

Introduction of Guests

Supervisor Yee introduced and welcomed Mr. Lincoln Yee, Presiding President of the Chinese Sixth Company, who introduced the following persons:

Cherk Yee, newly elected President, and his wife;

Chung Lo Kwan Low, Chairman and member;

Jack Yee, Grand President, Yee Family Association;

Art Yee, Yee Fong Choy Association.

CONSENT AGENDA

Recommendations of the Transportation and Land Use Committee

- 991160 [Rezones vacant property, 4279-4285 Mission Street (at Silver Avenue) to allow (if a conditional use authorization is also approved) the development of a fast-food restaurant for 30 patrons/16 parking spaces.]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for property located on Silver Avenue, north side between Mission and Craut Streets, Lot 20, in Assessor's Block 5893 from "RH-1" (Residential, House, One-Family, 40-X Height and Bulk) District to an "NC-2", 40-X (Neighborhood-Commercial, Small-Scale 40-X Height and Bulk) District and adopting findings pursuant to Section 101.1 of the Planning Code. (Planning Department)

(Final Negative Declaration adopted and issued on March 3, 1999; Planning Commission Resolution No. 14820 adopted May 6, 1999 approving the proposed reclassification.)

Ordinance No. 204-99

FINALLY PASSED

- 991164 [Prohibiting Advertising on San Francisco Bay]
Supervisors Katz, Bierman

Ordinance approving and affirming regulation prohibiting commercial signs on vessels on San Francisco Bay waters within the jurisdiction and control of the San Francisco Port Commission, subject to specific limitations, as adopted by the San Francisco Port Commission by Resolution 99-42, and approving and affirming that a violation of those regulations is a misdemeanor.

Ordinance No. 205-99

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

REGULAR AGENDA

UNFINISHED BUSINESS

990868 [Eminent Domain, "Hawk Hill" - Open Space Acquisition]

Resolution authorizing acquisition of Lots 13 through 16, in Assessor's Block 2338A, Lots 4 through 13 in Assessor's Block 2338, Lots 2 through 7 in Assessor's Block 2337 (Hawk Hill Natural Area), all in San Francisco, by eminent domain for the Open Space Program, and adopting findings under Planning Code Section 101.1. (Real Estate Department)

(Fiscal impact: Categorically exempt from the environmental review process under a General Rule Exclusion, pursuant to California Environmental Quality Act (CEQA); Planning Commission Resolution No. 14014 adopted April 25, 1996, adopting findings of conformity with the Recreation and Open Space Element of the Master Plan.)

Resolution No. 644-99

Supervisor Teng, seconded by Supervisor Leno, moved (with Supervisor Newsom as the third mover) the previous question: "Shall the previous question be now put?". The motion **FAILED** by the following vote:

Ayes: 5 - Ammiano, Bierman, Katz, Teng, Yee

Noes: 6 - Becerril, Brown, Kaufman, Leno, Newsom, Yaki

The discussion resumed for a brief period and then the roll was called on the pending resolution.

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee

Noes: 1 - Kaufman

991275 [Eminent Domain, "Hawk Hill" - Open Space Acquisition, Lot 17, Assessor's Block 2338A]

Resolution authorizing acquisition of Lot 17, in Assessor's Block 2338A, (Hawk Hill Natural Area), in San Francisco, by eminent domain for the Open Space Program, and adopting findings under Planning Code Section 101.1. (Real Estate Department)

Resolution No. 647-99

Supervisor Kaufman, seconded by Supervisor Katz, moved to continue this item to July 19, 1999. The motion **FAILED** by the following vote:

Ayes: 3 - Becerril, Brown, Kaufman

Noes: 8 - Ammiano, Bierman, Katz, Leno, Newsom, Teng, Yaki, Yee

The roll was then called on the pending resolution.

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee

Noes: 1 - Kaufman

NEW BUSINESS

Recommendation of the Public Health and Environment Committee

991149 [Airport Expansion and Environmental Review]
Supervisor Ammiano

Resolution urging the San Francisco Planning Department's Office of Environment Review and the Federal Aviation Administration to conduct an open, complete environmental review of the proposed Airport expansion that encourages broad public participation and to hold early and open EIS/R scoping hearings; urging a draft EIS/R that analyzes in detail all proposed impacts of the project; and urging the San Francisco International Airport to provide all information and funding necessary to analyze a runway configuration plan that uses the minimum necessary bay fill.

Resolution No. 645-99

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki

Absent: 2 - Teng, Yee

Recommendation of the Public Utilities and Deregulation Committee

990455 [High-Speed Broadband Networks]
Supervisors Katz, Yaki, Becerril, Bierman, Ammiano, Leno, Newsom, Brown, Teng

Resolution urging the City Attorney and the Department of Telecommunications and Information Services to monitor legislative, regulatory and judicial developments in the California Legislature, Congress, the Federal Communications Commission and Federal Courts addressing access to high-speed cable and other high-speed broadband networks; to take all possible action to ensure that Congress, the Legislature and/or the Federal Communications Commission adopt policies that protect consumers' access to a choice of Internet and other on-line service providers and to all forms of information over the Internet and over high-speed broadband networks; and to support the authority of cities to require cable companies to provide non-discriminatory access by unaffiliated Internet and other on-line providers to the broadband cable network by filing an amicus brief in support of the City of Portland's open access requirement in the United States Court of Appeals for the Ninth Circuit.

Supervisor Katz requested this matter be continued to July 12, 1999.

Supervisor Katz, seconded by Supervisor Kaufman, moved that this Resolution be **CONTINUED**. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki

Absent: 2 - Teng, Yee

Recommendations of the Rules Committee

**990984 [Charter Amendment - Park and Open Space Fund]
Supervisors Newsom, Kaufman, Leno, Brown**

Charter amendment (Second Draft) repealing in its entirety current Section 16.107, which creates a Park and Open Space Fund, and by adopting in its place, a new Section 16.107, which creates a Park, Recreation and Open Space Fund ("Fund"), fixes an annual level of funding for the Recreation and Park Department to be deposited into the Fund, establishes a methodology for setting and adjusting annually that level of funding, and sets required expenditure categories and levels for a portion of the Fund.

Supervisor Newsom presented an amendment of the whole bearing same title (Third Draft).

Second Draft continued to July 12, 1999 with pending amendment of the whole.

Supervisor Teng, seconded by Supervisor Leno, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**990985 [Charter Amendment - District Boundaries]
Supervisor Ammiano**

Charter amendment (First Draft) amending Section 13.110, to include Yerba Buena and Treasure Islands in the Sixth Supervisorial District and to delineate the boundaries of the Eleventh Supervisorial District.

First Draft continued to July 12, 1999.

Supervisor Leno, seconded by Supervisor Teng, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**990986 [Charter Amendment - Catastrophic Sick Leave Program]
Supervisors Ammiano, Katz, Bierman**

Charter amendment (Second Draft) amending Sections A8.364 and A8.441, to give the Board of Supervisors the authority to allow City employees to transfer unused sick leave to groups of catastrophically-ill City employees and to transfer vacation credits to other City employees for use as family leave to care for spouses, domestic partners, and other dependents.

(Fiscal impact.)

Second Draft continued to July 12, 1999.

Supervisor Teng, seconded by Supervisor Becerril, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

990987 [Charter Amendment - Retirement Benefits, Safety Employees]

Supervisors Katz, Yaki, Ammiano, Bierman, Leno, Becerril, Teng, Newsom, Kaufman, Brown, Yee

Charter amendment (Third Draft) amending Appendix A8-500-1, A8.559-14, and 8.585.14, relating to retirement benefits for safety employees who transferred membership under the Retirement System Sections 8.586 or 8.588 in 1980.

(Fiscal impact.)

Third Draft continued to July 12, 1999.

Supervisor Leno, seconded by Supervisor Teng, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991119 [Board of Supervisors Off Site Meeting]

Supervisor Yee

Motion moving to have Monday, February 28, 2000 meeting of the Board of Supervisors held at A. P. Giannini Middle School, 3151 Ortega Avenue, Multi-purpose Room in the Sunset neighborhood of San Francisco at 6:00 p.m.

Motion No. M99-73

APPROVED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Bob Planthold, inadequate disabled access information on Bicycle Advisory Committee notice;

Eula Walters, error in committee minutes in which two speakers were listed in support of Ferry Park;

Ella Tom Miyamoto, funding for two youth initiatives;

Lloyd Schloegel, oppose expansion of airport runway;

Spike Con, UC Stanford Health Care demonstration July 13, 1999 to oppose merger;

Rodney, economics, restore Central Freeway;

Robert O'Malley, supports living wage proposal;

Joseph Venti, supports broadband networks;

Male speaker.

Speakers in support of increasing in-home support services funding: Bruce Allison; Representative, Local 250; Leon Chow; Blanca Carrie; Clarissa Callin.

CLOSED SESSION

Conference with City Attorney - Litigation

[Convene in Closed Session]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from the City Attorney as permitted by Government Code regarding the following litigation:

991271 [Potential Litigation]

Potential litigation as plaintiff regarding the merger of TCI and AT&T, as permitted by Government Code Section 54956.9(a), as to existing litigation regarding provisions of the Excavation Code. (Public Utilities and Deregulation Committee)

Supervisor Bierman, seconded by Supervisor Becerril, moved ADOPTION to convene in closed session. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yee

Absent: 2 - Teng, Yaki

HEARD IN CLOSED SESSION.

Recess

The Board recessed at the hour of 4:26 p.m. to convene in closed session pursuant to above motion.

Reconvening of the Board

The Board, at the hour of 5: 25 p.m., reconvened.

Calling the Roll

The following Supervisors were noted present: Supervisors Ammiano, Bierman, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee - 10.

Noted Absent: Supervisor Yaki - 1.

Quorum present.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board has met in closed session with the City Attorney regarding above pending litigation, as permitted by Government Code Section 54956.9(a).

The meeting was informational only and no action was taken.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the above matter.

Supervisor Becerril, seconded by Supervisor Kaufman, moved ADOPTION to not disclose its closed session deliberations. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yee

Absent: 2 - Newsom, Yaki

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

**991284 [Corporate-Held Taxicab Medallions]
Supervisor Newsom**

Resolution urging the Taxi Commission to give top priority to investigate the status of corporate-held medallions.

Resolution No. 648-99

ADOPTED

**991285 [State Legislation-Supporting AB 102 Wildman, Transportation Funding]
Supervisors Yaki, Bierman, Katz**

Resolution supporting AB 102 (Wildman) which would provide critical transportation funding to the Bay Area. Supervisors Bierman, Katz requested to be added as co-sponsors.

Resolution No. 649-99

ADOPTED

**991286 [Tobacco-Free Pharmacies and Drugstores]
Supervisors Ammiano, Bierman, Katz**

Resolution urging Rite Aid Corporation and all other pharmacies and chain drugstores to cease selling, promoting and advertising tobacco products and to remove self service cigarette vending machines from their California stores.

Supervisors Bierman, Katz requested to be added as co-sponsors.

Resolution No. 650-99

ADOPTED

**991287 [State Legislation, SB 3, Public Library Construction and Renovation Bond Act of 2000]
Supervisors Becerril, Katz, Bierman**

Resolution endorsing Senate Bill 3 and urging the Legislature and Governor to approve the bill to assist local governments in construction and renovation of libraries.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 651-99

ADOPTED

**991288 [Human Rights]
Supervisors Brown, Bierman**

Resolution urging the President of the United States and the U.S. Congress to consistently apply the principle of human rights and to aid in the rebuilding of Sierra Leone.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 652-99

ADOPTED

**991289 [Area Code Reform]
Supervisors Kaufman, Leno, Bierman**

Resolution urging the Department of Telecommunications and Information Services (DTIS) and the City Attorney to file a petition with the California Public Utilities Commission (CPUC) requesting that the implementation of the approved 415 overlay area code relief plan that would require eleven digit dialing be postponed and urging the Federal Communications Commission, the CPUC and the State Legislature to support measures designed to promote area code reform.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 653-99

ADOPTED

**991290 [Recreation and Park Department Midnight Music Program]
Supervisors Leno, Bierman, Newsom, Katz**

Resolution urging the Recreation and Park Department to implement Midnight Music, an afternoon music appreciation program and recommending that the pilot program be held in the Tenderloin Recreation Center.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 654-99

ADOPTED

991291 [Commendation]
Supervisors Ammiano, Bierman, Katz

Resolution commending the San Francisco County Juvenile Probation Department for the smooth and efficient operation of the San Francisco Log Cabin Ranch and passing all inspections with satisfactory results; and further urging the San Francisco County Juvenile Probation Department to develop a plan to address shortage of the amount of emergency vehicles and the shortage of the number of seats currently available that is needed to evacuate staff and clients in the event of a fire or other natural disasters.

Supervisors Bierman, Katz requested to be added as co-sponsors.

Resolution No. 655-99

ADOPTED

991292 [Commendation]
Supervisors Leno, Bierman, Katz

Resolution commending Marty Edelman and WB20 for continuing the tradition of broadcasting the annual San Francisco Lesbian, Gay, Bisexual Pride Parade and Celebration.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 656-99

ADOPTED

991295 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M99-74

APPROVED

991296 [Final Map, 1224 Sacramento Street]

Motion approving final map of 1224 Sacramento Street, a Residential Condominium Project, being a subdivision of Lot 144 in Assessor's Block No. 221, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,774.)

Motion No. M99-75

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 2 - Becerril, Yaki

Severed From For Adoption Without Committee Reference Agenda

991229 [Non-Discriminatory FDA Sperm Donation Guidelines]

Supervisors Leno, Ammiano, Katz, Bierman, Newsom

Resolution urging the U.S. Food and Drug Administrator not to enact guidelines that restrict gay and bisexual men from donating sperm.

Supervisor Leno requested this item be severed so it could be considered separately.

Resolution No. 646-99

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Leno moved an amendment of the whole bearing new title.

Supervisor Leno, seconded by Supervisor Katz, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 1 - Yaki

Resolution urging the U.S. Food and Drug Administration not to enact guidelines that restrict HIV-negative gay and bisexual men from donating sperm.

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 1 - Yaki

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Teng, seconded by Supervisor Becerril, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yee

Absent: 2 - Leno, Yaki

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Teng, seconded by Supervisor Becerril, moved **ADOPTION** of the Brown Act finding. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yee
Absent: 2 - Leno, Yaki

Imperative Resolution

991312 [Commendation]

Supervisors Teng, Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Resolution commending and paying tribute to the life of Dr. Dubois Phillip McGee and his contributions to education, especially in the field of ethnic studies.

Resolution No. 657-99

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yee
Absent: 2 - Leno, Yaki

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

991316 [To permit other elected public office-holder to submit proponent's or opponent's ballot argument against any measure and limits a person or entity to one submission]

Supervisor Ammiano

Draft ordinance amending the Elections Code by amending Section 545 regarding the selection of official arguments.

(Amends Section 545.

7/6/99, RECEIVED AND ASSIGNED to Rules Committee.

**991317 [Prompt Review of Fixed Pedestal Permit Denials]
Supervisor Kaufman**

Ordinance amending the Public Works Code by amending Section 184.12, regulating the placement and maintenance of newsracks on public sidewalks, streets and rights-of-way, to provide for prompt administrative and judicial review of decisions to grant, deny or revoke fixed pedestal permits, to clarify the grounds and procedures to grant, deny or revoke fixed pedestal permits, to clarify that free-standing newsracks may continue to be placed on public sidewalks, streets and rights-of-way in areas of the city that are not within fixed pedestal zones and that publications may continue to be distributed by other authorized means within fixed pedestal zones, and to make other miscellaneous technical revisions.

(Amends Section 184.12.)

7/6/99, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 8/5/1999.

Resolutions

**990997 [Zoning - Live/Work Moratorium: Imposing an Order Prohibiting Action on Applications]
Supervisors Bierman, Ammiano**

Resolution imposing an order prohibiting action on applications for permits or other land use entitlements to construct new live/work developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, while the Board of Supervisors considers adoption of interim zoning controls governing such live/work development; and making a finding of consistency with the priority policies of Planning Code Section 101.1.

5/17/99, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 6/16/1999. 5/24/99 - Transmitted to Planning for environmental review. 6/16/99 - From Planning Department, Certificate of Determination of Exemption/Exclusion from Environmental review dated 6/16/99.

7/6/99, CALLED FROM COMMITTEE. Supervisor Bierman called this matter from Committee with the request it be considered at the July 26, 1999 Board meeting.

**990998 [Zoning - Live/Work Moratorium: Imposing Interim Zoning Controls]
Supervisors Bierman, Ammiano**

Resolution imposing Interim Zoning Controls to prohibit construction of new Live/Work Developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, for a six (6) month period, and making a determination of consistency with the priority policies of Planning Code Section 101.1.

5/17/99, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 6/16/1999. 5/24/99 - Transmitted to Planning for environmental review. 6/16/99 - From Planning Department., Certificate of Determination of Exemption/Exclusion from Environmental Review dated 6/16/99.

7/6/99, CALLED FROM COMMITTEE. Supervisor Bierman called this matter from Committee with the request it be considered at the July 26, 1999 Board meeting.

**991309 [State Legislation, AB 202, Firearm Sales]
Supervisors Brown, Katz**

Resolution urging Governor Gray Davis to support Assembly Bill 202 (would make it a misdemeanor or a felony for any dealer to deliver a pistol, revolver or other firearm capable of being concealed upon the person following notice from the Department of Justice that, within the preceding 30-day period, the purchaser has make another application to purchase that concealable firearm.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991311 [State Legislation, SB 468, Provides Coverage for the diagnosis and medically necessary treatment of mental illness under the same rates, terms and conditions as generally applied to other medical conditions]
Supervisors Brown, Katz, Bierman**

Resolution urging Governor Gray Davis to support Senate Bill 468.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991318 [Nominations to the Golden Gate National Recreation Advisory Committee]
Supervisors Yaki, Ammiano, Bierman**

Resolution nominating proposed appointees to the Golden Gate National Recreation Area Advisory Commission.

(John J. Spring, succeeding himself (Seat 2) for a five-year term beginning in 1996 and ending October 26, 2001;

Michael Alexander, succeeding Neil D. Eisenberg, (Seat 1) for a five-year term beginning in 1996 and ending October 26, 2001.)

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991320 [Support Creation of the Bay Trail]
Supervisors Ammiano, Katz, Leno, Bierman**

Resolution endorsing the creation of the Bay Trail, a 400 mile biking and hiking route that would circle San Francisco and San Pablo Bays by connecting 47 cities and all nine bay area counties through existing parks, open spaces and other recreational facilities and creating links to existing and proposed transportation facilities while avoiding adverse effects on the environment of the bays.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991321 [Internet Economic Impact Task Force]
Supervisor Becerril**

Resolution establishing an Interdepartmental Internet Economic Impact Task Force to review the economic impact related to the taxation of electronic commerce and other internet activities and setting forth the membership and duties of the task force.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991322 [Taxicab Lease and Gate Cap Application]
Supervisor Newsom**

Resolution urging the Taxi Commission to consider ruling that implementation of lease caps placed by the Board of Supervisors on the amount that taxi companies may pay to permit holders for use of their taxi medallion will not be interpreted to restrict the amount that single permit holders operating as a company may collect from drivers in gate fees; informing the Commission of its duty to report to the Board of Supervisors on the impact of both the lease cap and gate cap legislation pursuant to Ordinances 362-98 and 364-98 of the Police Code; that copies of this resolution and copies of the aforementioned ordinances be sent to the Taxi Commission and its President.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991323 [State Legislation, AB 16, Funding for In-Home Supportive Services Workers]
Supervisors Bierman, Katz, Ammiano, Leno, Newsom, Teng, Yaki, Becerril**

Resolution urging Governor Gray Davis to restore State funding for In-Home Supportive Services as required by Assembly Bill 16.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991329 [Commendation]
Supervisors Teng, Katz, Becerril, Bierman**

Resolution commending the Chinese Folk Dance Association upon the occasion of their 40th Anniversary and declaring August 7, 1999, to be "Chinese Folk Dance Association Day" in San Francisco.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991330 [Commendation]
Supervisors Yee, Katz, Leno**

Resolution commending the Mandarin-speaking Asian Pacific Islander Lesbian and Bisexual Women's Network (MAPLBN) for its work in educating the Mandarin speaking friends and families of lesbians and bisexual women.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991331 [Commendation]
Supervisor Yee**

Resolution commending Terry Landini-Brennan for her outstanding work, dedication and commitment to the City and County of San Francisco.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991332 [Commendation]
Supervisors Leno, Bierman, Becerril, Katz**

Resolution commending the Women's Community Clinic and its dedicated volunteers for opening a clinic in the Haight-Ashbury to serve women's health needs.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991333 [Commendation]
Supervisors Newsom, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee, Becerril**

Resolution commending Chief Assistant Controller John Madden for his thirty-eight years of service to the City and County of San Francisco.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**991308 [Off-Leash Dog Task Force Report]
Supervisor Brown**

Hearing to consider the Off-Leash Dog Task Force Report.

7/6/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991310 [Skateboarding]
Supervisor Brown**

Hearing to consider how the City will respond to the increased interest in skating and skateboarding and the threat such interest poses to pedestrians, drivers and property.

7/6/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991334 [Graduation Memorabilia]
Supervisor Yee**

Hearing to investigate the San Francisco Unified School bid process for graduation memorabilia.

7/6/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991335 [Medical Services at San Francisco Jail System]
Supervisors Yee, Ammiano, Bierman**

Hearing to assess the true nature of medical attention to Vincent Hines and its relationship in his death in the San Francisco jail system.

7/6/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991336 [Octavia Boulevard Conceptual Design and Preliminary Engineering]
Supervisor Ammiano**

Hearing to consider public comment and review of the conceptual design and preliminary engineering of the voter-approved Octavia Boulevard replacement for the Central Freeway, after the Citizen's Advisory Committee has commented on the proposal and in addition to Transportation Authority hearings on the proposed design.

7/6/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991337 [Recreation and Park Department Teen Programs]
Supervisors Katz, Ammiano, Leno**

Hearing to consider the status of Recreation and Park Department programs serving teens in San Francisco.

7/6/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991338 [Municipal Railway Accident Review Board]
Supervisors Kaufman, Newsom, Ammiano, Katz**

Hearing to consider the function of MUNI's Accident Review Board; to review the membership of this Board and to discuss the Board's decision-making process surrounding driver accidents.

7/6/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Sponsor requests this matter be scheduled for the August 3, 1999 meeting.

**991339 [San Francisco Y2K Survey]
Supervisor Leno**

Hearing to consider the results of the San Francisco Y2K survey regarding small business' Y2K preparedness and to assess how well San Francisco small businesses are prepared for potential Y2K problems.

7/6/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991340 [Recreational Opportunities at Treasure Island]
Supervisor Newsom**

Hearing to consider the potential recreational opportunities for the Recreation and Park Department at Treasure Island, especially including expansion of soccer programs.

7/6/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991341 [Camera Obscura]
Supervisors Bierman, Ammiano**

Hearing to consider the National Park Service's plans for the Camera Obscura behind the Cliff House.

7/6/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

Motions

**991319 [Suspend 30 Day Rule]
Supervisor Yaki**

Motion suspending Rule 5.43 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, proposed ordinance amending the Elections Code by adding Section 401 to require that candidates' names on the official ballot and any sample ballots also appear in Chinese characters.

7/6/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

991276 [Weight Restriction on a portion of Albion Street]

Ordinance amending Traffic Code by adding Section 28.1.106, establishing a weight restriction on a portion of Albion Street, between 15th and 17th Streets. (Department of Parking and Traffic)

(Adds Section 28.1.106.)

6/25/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991277 [Parking Regulations on a portion of Brannan Street]

Ordinance amending Traffic Code by adding Section 32.6.26, regarding parking regulations on a portion of Brannan Street, north side, from 15 feet to 115 feet east of Boardman Place; and Brannan Street, north side, from 16 feet to 116 feet west of Boardman Place. (Department of Parking and Traffic)

(Adds Section 32.6.26.)

6/25/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

PROPOSED RESOLUTIONS

991269 [Authorizing Public Utilities Commission to apply for State funds to reimburse the City for construction costs for the Islais Creek and Rankin Street sewage storage and treatment facilities.]

Resolution authorizing the Public Utilities Commission to apply for and enter into loan agreements not to exceed \$50 million for the reimbursement of prior expenditures incurred for the construction of the Islais Creek/Rankin Street storage facilities. (Public Utilities Commission)

6/23/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

6/30/99, SUBSTITUTED. Substituted by Public Utilities Commission 6/30/99, bearing new title.

6/30/99, ASSIGNED to Finance and Labor Committee.

991278 [Emergency Repairs, 3rd Street Sewers]

Resolution approving the expenditure of funds for the emergency work to replace the hydraulically inadequate sewers on 3rd Street between Jerrold Avenue and Palou Avenue, Donner Avenue between Ingalls Street and Jennings Street, and Jennings Street between Donner Avenue and Egbert Avenue - \$1,674,713.00. (Public Utilities Commission)

(Fiscal impact.)

6/23/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991297 [Continuous grant for Police Department Domestic Violence Unit to continue a program which targets domestic violence repeat offenders]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Violence Against Women - Law Enforcement Specialized Units Program", and agreeing to accept an in-kind match from Woman Organized to Make Abuse Non-existent (W.O.M.A.N. Inc.) for a victim's advocate position, and waiving indirect costs due to funding constraints. (Police Department)

6/29/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991298 [Continuous grant for Police Department, Southern Station, to implement a Community Crime Resistance Program for the Sixth Street Corridor, provide "Citizens Patrol" program and improve general safety]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project designated "Community Crime Resistance Program" and agreeing to provide a cash match as required for this grant program, and waiving indirect costs due to funding constraints. (Police Department)

6/29/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

- 991299 **[Continuing grant for Police Department Juvenile Division for an elementary and middle school program for students at risk of exposure to drugs and violence]**
Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Suppression of Drug Abuse in the Schools" and waiving indirect costs due to funding constraints. (Police Department)
6/29/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991300 **[Grant for Police Department's Vice Crime Unit to identify, target, and take action against stores with on-sale and off-sale liquor licenses that operate in a disorderly and disruptive manner]**
Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the California Department of Alcoholic Beverage Control for a project designated "1999/2000 Grant Assistance to Local Law Enforcement Agencies Project" and waiving indirect costs due to funding constraints.
6/26/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991301 **[Airport Lease Agreement for American Airlines L-82-0111 for space in Boarding Area "E"]**
Resolution approving lease modification No. 8 for Lease 82-0111 between American Airlines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)
6/29/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991302 **[Grant for various projects for at-risk youth or those in juvenile justice system including renovation at Log Cabin Ranch, in-home visits to youth on probation, implementation of Teen Court Project, funds for Juvenile Drug Court, and other general efforts]**
Resolution authorizing the Mayor's Criminal Justice Council (MCJC) to retroactively apply, accept and expend funds in the amount of \$544,744 from the Office of Criminal Justice Planning (OCJP), State of California, from funds made available under the Juvenile Accountability Incentive Block Grant (JAIBG). (Mayor)
6/30/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991303 **[Increase in grant funds to continue services of the K-9 Explosives Detection Team Program for response to bomb threats at the Airport]**
Resolution authorizing the Airport Commission to accept and expend a funding increase from \$708,000 to \$1,202,500 or subsequent increases from the Federal Aviation Administration for the K-9 Explosives Detection Program. (Airport Commission)
6/30/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

By Supervisors Leno, Katz, Ammiano, Bierman that letters be sent to the City Attorney and the Attorney General of California concerning the legality of the Mormon Church's recent mailing to its members in California requesting financial and political support for the Knight "Definition of Marriage" initiative.

By Supervisor Brown, that letter be sent to the General Manager, Public Utilities Commission concerning the Commission's policy of providing homes to the caretakers of the City's watersheds, the numbers of racial minorities, women or gays presently residing in such properties, whether representatives from such groups have ever been housed there, whether such property is passed from generation to generation (for instance, from father to son, and thus perpetuating discrimination based on race, sex or sexual orientation, what steps are currently being contemplated by the Public Utilities Commission to insure that such incidental benefits are allocated in such a way so as to promote inclusion and to discourage the appearance of privilege based on historical circumstances.

By Supervisors Ammiano, Yee, that letter be sent to the Sheriff and Director of Public Health notifying them a hearing has been called to consider the medical attention to Vincent Hines and the investigation of his death in the county jail. File 991335.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Dr. Dubois Phillip McGee (By the entire Board)

Hasyim Rachman (Supervisor Ammiano)

ADJOURNMENT

There being no further business, the Board at the hour of 5:28 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 16, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

Monday, July 12, 1999 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DOCUMENTS DEPT.

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TOM AMMIANO, PRESIDENT

**ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE**

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday

1:00 PM

Wednesday

10:00 AM

1st and 3rd Tuesday

10:00 AM

2nd Tuesday

1:00 PM

2nd & 4th Thursday

1:00 PM

3rd Tuesday

1:00 PM

2nd & 4th Thursday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Tuesday

10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair, of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:02 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Becerril, Katz, Leno, Newsom - 4.

Quorum present.

Supervisor Becerril was noted present at 2:03 p.m.

Supervisor Katz was noted present at 2:04 p.m.

Supervisor Leno was noted present at 2:05 p.m.

Supervisor Newsom was noted present at 2:04 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Yaki, seconded by Supervisor Kaufman, moved to APPROVE the May 10, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Kaufman, Teng, Yaki, Yee

Absent: 3 - Katz, Leno, Newsom

CONSENT AGENDA

Recommendations of the Audit and Government Efficiency Committee

991162 [Dian Hunter, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Dian Hunter against the City and County of San Francisco by payment of \$175,000. (City Attorney)

(S.F. Superior Court No. 993-245.)

PASSED, ON FIRST READING

991169 [Linda Sue Herman v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Linda Sue Herman against the City and County of San Francisco by payment of \$182,000. (City Attorney)

(S.F. Superior Court No. 991-939.)

PASSED, ON FIRST READING

991170 [Reatha Weaver v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Reatha Weaver against the City and County of San Francisco by payment of \$34,250. (City Attorney)

(S.F. Superior Court No. 995-176.)

PASSED, ON FIRST READING

991202 [Gospoden Stephanets v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Gospoden Stephanets against the City and County of San Francisco by payment of \$65,000. (City Attorney)

(S.F. Superior Court No. 993-194.)

PASSED, ON FIRST READING

991203 [Gary Michael Gerdes, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Gary Michael Gerdes against the City and County of San Francisco by payment of \$60,000. (City Attorney)

(S.F. Superior Court No. 995-672.)

PASSED, ON FIRST READING

991204 [Leticia Hayashi, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Leticia Hayashi against the City and County of San Francisco by payment of \$87,500. (City Attorney)

(S.F. Superior Court No. 991-291.)

PASSED, ON FIRST READING

991205 [Settlement of Claim by City against WEBCOR]

Ordinance authorizing settlement of claim of the City and County of San Francisco against WEBCOR Builders, for complete repair by WEBCOR of Fire Station No. 1, located at 676 Howard Street, plus the performance of \$385,050.89 in extra work by WEBCOR at the Fire Station. (City Attorney)

PASSED, ON FIRST READING

991211 [Lanric Hyland, et al. v. Roy L. Wonder, et al.]

Ordinance authorizing settlement of litigation of Lanric Hyland against Roy L. Wonder, et al., by payment of \$275,000.00 plus interest at ten percent (10%) after June 1, 1999. (City Attorney)

(U.S. District Court No. C90-0646 WHO.)

PASSED, ON FIRST READING

991214 [Emily Anicich v. CCSF]

Ordinance authorizing settlement of litigation of Emily Anicich against the City and County of San Francisco by payment of \$130,000. (City Attorney)

(S.F. Superior Court 993-342.)

PASSED, ON FIRST READING

990005 [Reimbursement to Employees, First Quarter 1999]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (January, February, March)

Resolution No. 658-99

ADOPTED

991026 [Settlement of Claim, Victoria Mason]

Resolution approving the settlement of the unlitigated claim of Victoria Mason by payment of \$50,000. (City Attorney)

(Claim No. 99-01405.)

Resolution No. 662-99

ADOPTED

991201 [Settlement of Claim, Sharon Petty]

Resolution approving the settlement of unlitigated claim of Sharon Petty by payment of \$50,000. (City Attorney)

(Unlitigated Claim No. 97C79-3.)

Resolution No. 670-99

ADOPTED

Recommendations of the Housing and Social Policy Committee**991059 [Grant - State]**

Resolution authorizing, retroactively, the District Attorney of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Violence Against Women Vertical Prosecution - Elder Abuse" and waiving indirect costs due to funding constraints. (District Attorney)

Resolution No. 643-99

ADOPTED

991219 [Contract to pay for workers at the medical clinic in the Larkin Street Youth Center's HIV Program located at 129 Hyde Street]

Resolution authorizing the Department of Public Health, Community Health Network, Special Programs for Youth, to enter retroactively into a subcontract agreement in the amount of \$22,785 with the Larkin Street Youth Center, the primary contractor, to provide support personnel to the Larkin Street Youth Center HIV Specialty Clinic, which does not include patent infringement indemnification and false claims clauses; waiving indirect costs; providing for ratification of action previously taken. (Department of Public Health)

Resolution No. 673-99

ADOPTED

991220 [Grant funds for computer services needed to complete a study about the Impact of Treatment on Demand on Injection Drug Users in the San Francisco Bay Area]

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to enter retroactively into a subcontract in the amount of \$4,565 with the University of California Urban Health Study, the primary contractor, to provide data management services for the Urban Health Study which does not include patent infringement indemnification and false claims clauses; waiving indirect costs; providing for ratification of action previously taken. (Department of Public Health)

Resolution No. 674-99

ADOPTED

991221 [State Grant funds to provide an Asian and Pacific Islander Parental Stressline and to provide child abuse prevention services in schools and child care centers]

Resolution authorizing the Department of Human Services to retroactively accept and expend a grant increase from the California Department of Social Services in the amount of \$87,324 for fiscal year 1998-1999. (Department of Human Services)

Resolution No. 675-99

ADOPTED

991223 [Ford Foundation Grant to support a program to help young women and girls not to become prostitutes]

Resolution authorizing the District Attorney of the City and County of San Francisco to, retroactively, accept and expend one-time funds in the amount of \$120,000 from the Ford Foundation to support the First Offender Prostitution Program and waiving indirect costs due to funding constraints. (District Attorney)

Resolution No. 676-99

ADOPTED

991267 [Federal Grant, Mayor's Office of Community Development, for community revitalization efforts in Visitacion Valley neighborhood (five new community facilities - a multi-service center, a senior center and three child care centers).]

Resolution authorizing, retroactively, the Mayor of the City and County of San Francisco to accept and expend Economic Development Initiative (EDI)-Special Project funds in the total amount not to exceed \$700,000 from the U.S. Department of Housing and Urban Development (HUD). (Mayor)

Resolution No. 677-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yaki, Yee

Absent: 1 - Leno

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Public Utilities and Deregulation Committee

990455 [High-Speed Broadband Networks]

Supervisors Katz, Yaki, Becerril, Bierman, Ammiano, Leno, Newsom, Brown, Teng

Resolution urging the City Attorney and the Department of Telecommunications and Information Services to monitor legislative, regulatory and judicial developments in the California Legislature, Congress, the Federal Communications Commission and Federal Courts addressing access to high-speed cable and other high-speed broadband networks; to take all possible action to ensure that Congress, the Legislature and/or the Federal Communications Commission adopt policies that protect consumers' access to a choice of Internet and other on-line service providers and to all forms of information over the Internet and over high-speed broadband networks; and to support the authority of cities to require cable companies to provide non-discriminatory access by unaffiliated Internet and other on-line providers to the broadband cable network by filing an amicus brief in support of the City of Portland's open access requirement in the United States Court of Appeals for the Ninth Circuit.

Supervisor Katz requested this matter be continued to July 26, 1999.

Supervisor Katz, seconded by Supervisor Yaki, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendations of the Rules Committee

990984 [Charter Amendment - Park and Open Space Fund]

Supervisors Newsom, Kaufman, Leno, Brown

Charter amendment (Second Draft) repealing in its entirety current Section 16.107, which creates a Park and Open Space Fund, and by adopting in its place, a new Section 16.107, which creates a Park, Recreation and Open Space Fund ("Fund"), fixes an annual level of funding for the Recreation and Park Department to be deposited into the Fund, establishes a methodology for setting and adjusting annually that level of funding, and sets required expenditure categories and levels for a portion of the Fund.

Supervisor Newsom requested this matter be tabled.

Supervisor Yaki, seconded by Supervisor Teng, moved that this Charter Amendment be TABLED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

990985 [Charter Amendment - District Boundaries]
Supervisor Ammiano

Charter amendment (First Draft) amending Section 13.110, to include Yerba Buena and Treasure Islands in the Sixth Supervisorial District and to delineate the boundaries of the Eleventh Supervisorial District.

First Draft

ORDERED SUBMITTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

990986 [Charter Amendment - Catastrophic Sick Leave Program]
Supervisors Ammiano, Katz, Bierman

Charter amendment (Second Draft) amending Sections A8.364 and A8.441, to give the Board of Supervisors the authority to allow City employees to transfer unused sick leave to groups of catastrophically-ill City employees and to transfer vacation credits to other City employees for use as family leave to care for spouses, domestic partners, and other dependents.

(Fiscal impact.)

Supervisor Bierman requested to be added as co-sponsor.

Second Draft

ORDERED SUBMITTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

The President resumed the Chair.

990987 [Charter Amendment - Retirement Benefits, Safety Employees]
Supervisors Katz, Yaki, Ammiano, Bierman, Leno, Becerril, Teng, Newsom, Kaufman, Brown, Yee

Charter amendment (Third Draft) amending Appendix A8-500-1, A8.559-14, and 8.585.14, relating to retirement benefits for safety employees who transferred membership under the Retirement System Sections 8.586 or 8.588 in 1980.

(Fiscal impact.)

Third Draft

ORDERED SUBMITTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

NEW BUSINESS

Recommendations of the Finance and Labor Committee

991350 [Budget, 1999-2000]
Mayor

Motion approving Annual Budget of the City and County of San Francisco for Fiscal Year 1999-2000. (Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 1999 nor later than August 1, 1999.)

(Companion measure to Files 991052, 991086.)

Supervisor Yee presented the fiscal year 1999-2000 Budget Statement to the Board of Supervisors, on behalf of the Finance and Labor Committee (a copy of which is on in the file with the Clerk of the Board of Supervisors).

Continued to July 19, 1999 pursuant to Charter Section 9.100.

Supervisor Newsom, seconded by Supervisor Brown, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991052 [Annual Appropriation Ordinance FY 1999-2000]
Mayor

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2000. (Controller)

(Fiscal impact; Companion measure to Files 991065, 991086)

Continued to July 19, 1999 pursuant to Charter Section 9.100.

Supervisor Newsom, seconded by Supervisor Brown, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991086 [Annual Salary Ordinance, FY 1999-2000]**Mayor**

Annual Salary Ordinance enumerating positions in the annual budget and appropriation ordinance for the fiscal year ending June 30, 2000, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the annual appropriation ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal impact: Companion measure to Files 991065, 991052.)

Continued to July 19, 1999 pursuant to Charter Section 9.100.

Supervisor Newsom, seconded by Supervisor Brown, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991132 [Redevelopment Agency Budget and Bonds]

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1999-2000, and approving the issuance by the Agency of Bonds in an aggregate principal amount not to exceed \$20,000,000 for the purpose of financing redevelopment activities in fiscal year 1999-2000. (Redevelopment Agency)

(Fiscal impact.)

Continued to July 19, 1999.

Supervisor Newsom, seconded by Supervisor Brown, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991092 [Park and Open Space Fund]

Resolution concurring with the general recommendations of the Park and Open Space Fund for fiscal year 1999-2000, reserving approval or disapproval on specific acquisitions. (Recreation and Parks Department)

(Planning Commission Resolution No. 14823 adopted May 13, 1999, finding the program in the General Manager's Report on the 1999-2000 Park and Open Space Program to be in conformity with the Recreation and Open Space Element of the General Plan; Recreation and Park Commission Resolution 9905-081 dated May 13, 1999, adopting the General Manager's Report on the 1999-2000 Park and Open Space Program.)

Resolution No. 666-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 991244 [Authorizing funds for the installation of traffic signal at Eighth Avenue and Clement Street, a high-use intersection in the Inner Richmond commercial district; provide additional funds for Funston/Lincoln new traffic signal]
Supervisor Yaki

Ordinance appropriating and certifying \$78,915 for capital improvement projects (new traffic signal-contract 51 and 50) to cover 10% overage as per Administrative Code Section 6.6, providing for ratification of action previously taken, Department of Public Works, for Fiscal Year 1999-2000.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 990963 [License Agreement, Municipal Railway Parking]
Resolution authorizing the retroactive license agreement renewal for parking at the Community Assembly of God Church for the Municipal Railway. (Real Estate Department)

Resolution No. 659-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 991019 [Prop J Contract, Convention Facilities Management Services]
Resolution concurring with Controller's certification that convention facilities management operation and services can be practically performed at Bill Graham Civic Auditorium and Moscone Center by private contractor for lower cost than similar services performed by City and County employees. (Administrative Services Department)

Resolution No. 661-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 991062 [Prop J Contract, Jail Food Services]
Resolution approving retroactively the Controller's certification that County Jail food service management operations for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1999, than if work were performed by City and County employees. (Sheriff)

Resolution No. 663-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 991063 [Prop J Contract, Pretrial Program]
Resolution approving retroactively the Controller's certification that the Pretrial Diversion Program for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1999, than if work were performed by City and County employees. (Sheriff)

Resolution No. 664-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991064 [Prop J Contract, Own Recognizance Project]

Resolution approving retroactively the Controller's certification that the San Francisco Own Recognizance Project for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1999, than if work were performed by City and County employees. (Sheriff)

Resolution No. 665-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991129 [Lease: Property owned by the City of San Francisco which is located in Fremont to be used as a playground and parking lot for a neighboring childcare center.]

Resolution authorizing a 10-year lease of Public Utilities Commission land between the City and County of San Francisco and Gan Haw Enterprises, Inc., in (Fremont) Alameda County. (Public Utilities Commission)

Resolution No. 668-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991168 [Prop J Contract, Budget Analyst Services]

Resolution concurring with the Controller's certification that Budget Analyst services can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Clerk of the Board)

Resolution No. 669-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991206 [Waiving Statute of Limitations with respect to payment of old, expired CCSF warrants to Steven G. Barton in the sum of \$24,034.67.]

Resolution waiving the statute of limitations with respect to payment of certain warrants of the City and County of San Francisco, in the amount of \$24,034.67, a legal obligation of the City and County of San Francisco. (Controller)

Resolution No. 671-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991207 [License Agreement Amendment: City Park to increase rate from \$70 to \$80/parking space retroactive to April 1, 1999, for 41 vehicles for DHS.]

Resolution authorizing an amendment to license agreement for a parking lot at Colusa Place and Colton Street, San Francisco for the Department of Human Services. (Real Estate Department)

Resolution No. 672-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendations of the Housing and Social Policy Committee**990623 [Graffiti Abatement Procedures]**

Supervisors Teng, Kaufman, Newsom, Yaki, Becerril, Katz, Brown, Bierman, Leno

Ordinance amending Public Works Code Sections 1304 and 1305 relating to graffiti abatement procedures for subsequent graffiti on the same property for the 12 month period following the initial removal and to exclude owner option to consent to Director's removal of subsequent graffiti on the same property for the 12 month period following the initial removal.

(Amends Sections 1304 and 1305.)

Supervisor Leno requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991002 [San Francisco CARES Program]

Supervisors Teng, Bierman, Ammiano, Katz, Yaki, Brown, Kaufman, Leno, Newsom, Becerril

Resolution urging the Department of Children, Youth and Their Families to create and implement a San Francisco C.A.R.E.S (Compensation and Retention Encourage Stability) Program, designed to encourage local child care teachers and providers to continue their education and remain in the child care field by providing incentive stipends to reward child care professionals and family child care providers.

Resolution No. 660-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendations of the Small Business, Economic Vitality and Consumer Services Committee**990266 [Minority/Women/Local Business Utilization Ordinance - IV]**

Supervisor Brown

Ordinance amending Administrative Code by amending Sections 12D.A2 and 12D.A5 to amend Board findings to include Iranian Americans and to amend the definition of the terms minority, minorities, or minority person to include Iranian Americans.

(Amends Administrative Code Sections 12D.A2 and 12D.A5.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991030 [Small Business Commission]

Supervisors Leno, Ammiano, Becerril, Brown, Yee, Yaki, Kaufman, Katz, Bierman, Teng, Newsom

Ordinance amending Administrative Code by repealing current Sections 5.120 through 5.122, regarding the Mayor's Bureau of Small Business and Small Business Advisory Commission, and adopting new Sections 5.120 through 5.122, establishing a Mayor's Office of Small Business Affairs and a Small Business Commission.

(Repeals Sections 5.120 through 5.122, adds new Sections 5.120 through 5.122.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991128 [Liquor License Transfer, 1541 Polk Street]

Resolution determining that the transfer of a Type 21 of-sale general alcoholic beverage control license to Daniel P. Kahn for Competition Closeouts, Inc. located at 1541 Polk Street, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Condition: No sales of alcoholic beverages after 10:00 P.M.

Resolution No. 667-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

SPECIAL ORDER 3:00 P.M.**991172 [Appeal, Conditional Use, 1880 Lombard Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 14824, dated May 13, 1999, approving Conditional Use Application No. 98.523C to allow the demolition of a large fast food restaurant structure (Jack in the Box) with surface parking and construction of a three-story mixed-use building containing 27 dwelling units on the upper floors, 10,500 square feet of retail space on the ground floor to be occupied by proposed RITE AID PHARMACY and general convenience store and 46 parking spaces in an underground garage, on a 16,500 square-foot lot in an NC-3 (Moderate-Scale Neighborhood Commercial) District and a 40-X Height and Bulk District, per Planning Code Section 121.1 on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets; Lot 12 in Assessor's Block 494.

(Appeal filed by Kelly L. Drumm, Attorney, on behalf of the Magnolia Street Neighbors, 6/14/99; scheduled for July 12, 1999, at 3:00 p.m.)

(Final Negative Declaration adopted and issued March 19, 1999; companion measures to Files 991173, 991174, 991175, 991325)

There being no objection, the project sponsor was asked to answer the question by Supervisor Yaki, concerning whether a Rite Aid is part of this project. Mr. Christopher Meany submitted a letter indicating that Rite Aid is not a tenant at 1880 Lombard and they will not enter into any lease with Rite Aid at 1880 Lombard at any time in the future.

The following persons were sworn in and granted privilege of the floor:

Appellants: Kelley Drumm, representing appellants, Magnolia Street Neighbors; Betty White; Al Brandi; William F. Johansen; Jim Chiosso; Amgad Dawoud; Michael Smith; Carolyn Blair, San Francisco Tree Committee; Anthony Chiosso; Tracy Brandi; Ranny Dean; Mary Flower; Elias Khalil; Gloria Foutainello; Lloyd Schlegel; Annie Krumb; Joan Giraldo; Babbette Drefke.

Respondents: Gerald Green, representing Planning Commission and Planning Department; Alice Barkley; Hans Bardauf; David Wise; Carol Gilbert; Alex Marsh; Steve Carter; male speaker; Patrick Toolie.

A rebuttal period was allowed.

The President then declared the hearing closed.

HEARD AT PUBLIC HEARING.

(Only one of the following two motions should be adopted.)**991173 [Appeal, Conditional Use, 1880 Lombard Street]**

Motion approving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Continued to July 19, 1999.

Supervisor Leno, seconded by Supervisor Bierman, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991174 [Appeal , Conditional Use, 1880 Lombard]

Motion disapproving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Continued to July 19, 1999.

Supervisor Leno, seconded by Supervisor Bierman, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991175 [Findings - 1880 Lombard Street]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 98.523C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, for action by the Board at its next meeting. (Clerk of the Board)

Continued to July 19, 1999.

Supervisor Leno, seconded by Supervisor Bierman, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair.

The President resumed the Chair shortly thereafter.

PUBLIC COMMENT

Aja Monet, public restroom;

Eula Walters, transfer Ferry Park to Recreation and Park Department;

Female speaker, workfare workers hours;

Abdula Megahed, support women athletes;

Al Hirst, park proposal, infrastructure, nature preservation, National guards;

Male speaker, Organize with Power, workfare workers;

Clarissa Cowan, read letters from home care workers support dental plan;

Leboria P. Smoore, African Americans in jails, jobs for poor people;

Louise Vaughn, time limit on public comment, workfare, home care workers;

Bruce Allison, \$9 dental for home care workers;

Carl Kramer, home care workers, workfare workers

Leon Chow, home care workers funding ;

Ron Fishman, taxi cab gate cap;

Edmund, home care worker funding.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

991309 [State Legislation, AB 202, Firearm Sales]

Supervisors Brown, Katz

Resolution urging Governor Gray Davis to support Assembly Bill 202 (would make it a misdemeanor or a felony for any dealer to deliver a pistol, revolver or other firearm capable of being concealed upon the person following notice from the Department of Justice that, within the preceding 30-day period, the purchaser has make another application to purchase that concealable firearm.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 678-99

ADOPTED

991311 [State Legislation, SB 468, Provides Coverage for the diagnosis and medically necessary treatment of mental illness under the same rates, terms and conditions as generally applied to other medical conditions]

Supervisors Brown, Katz, Bierman

Resolution urging Governor Gray Davis to support Senate Bill 468.

Supervisors Katz, Bierman requested to be added as co-sponsors.

Resolution No. 679-99

ADOPTED

991318 [Nominations to the Golden Gate National Recreation Advisory Committee]

Supervisors Yaki, Ammiano, Bierman

Resolution nominating proposed appointees to the Golden Gate National Recreation Area Advisory Commission.

(John J. Spring, succeeding himself (Seat 2) for a five-year term beginning in 1996 and ending October 26, 2001;

Michael Alexander, succeeding Neil D. Eisenberg, (Seat 1) for a five-year term beginning in 1996 and ending October 26, 2001.)

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 680-99

ADOPTED

991320 [Support Creation of the Bay Trail]
Supervisors Ammiano, Katz, Leno, Bierman

Resolution endorsing the creation of the Bay Trail, a 400 mile biking and hiking route that would circle San Francisco and San Pablo Bays by connecting 47 cities and all nine bay area counties through existing parks, open spaces and other recreational facilities and creating links to existing and proposed transportation facilities while avoiding adverse effects on the environment of the bays.

Supervisors Katz, Leno, Bierman requested to be added as co-sponsors.

Resolution No. 681-99

ADOPTED

991321 [Internet Economic Impact Task Force]
Supervisor Becerril

Resolution establishing an Interdepartmental Internet Economic Impact Task Force to review the economic impact related to the taxation of electronic commerce and other internet activities and setting forth the membership and duties of the task force.

Resolution No. 682-99

ADOPTED

991322 [Taxicab Lease and Gate Cap Application]
Supervisor Newsom

Resolution urging the Taxi Commission to consider ruling that implementation of lease caps placed by the Board of Supervisors on the amount that taxi companies may pay to permit holders for use of their taxi medallion will not be interpreted to restrict the amount that single permit holders operating as a company may collect from drivers in gate fees; informing the Commission of its duty to report to the Board of Supervisors on the impact of both the lease cap and gate cap legislation pursuant to Ordinances 362-98 and 364-98 of the Police Code; that copies of this resolution and copies of the aforementioned ordinances be sent to the Taxi Commission and its President.

Resolution No. 683-99

ADOPTED

991323 [State Legislation, AB 16, Funding for In-Home Supportive Services Workers]
Supervisors Bierman, Katz, Ammiano, Leno, Newsom, Teng, Yaki, Becerril

Resolution urging Governor Gray Davis to restore State funding for In-Home Supportive Services as required by Assembly Bill 16.

Supervisor Becerril requested to be added as co-sponsor.

Resolution No. 684-99

ADOPTED

991329 [Commendation]
Supervisors Teng, Katz, Becerril, Bierman

Resolution commending the Chinese Folk Dance Association upon the occasion of their 40th Anniversary and declaring August 7, 1999, to be "Chinese Folk Dance Association Day" in San Francisco.

Supervisors Becerril, Bierman requested to be added as co-sponsors.

Resolution No. 685-99

ADOPTED

991330 [Commendation]
Supervisors Yee, Katz, Leno

Resolution commending the Mandarin-speaking Asian Pacific Islander Lesbian and Bisexual Women's Network (MAPLBN) for its work in educating the Mandarin speaking friends and families of lesbians and bisexual women.

Supervisors Katz, Leno requested to be added as co-sponsors.

Resolution No. 686-99

ADOPTED

991331 [Commendation]
Supervisor Yee

Resolution commending Terry Landini-Brennan for her outstanding work, dedication and commitment to the City and County of San Francisco.

Resolution No. 687-99

ADOPTED

991332 [Commendation]
Supervisors Leno, Bierman, Becerril, Katz

Resolution commending the Women's Community Clinic and its dedicated volunteers for opening a clinic in the Haight-Ashbury to serve women's health needs.

Supervisors Becerril, Katz requested to be added as co-sponsors.

Resolution No. 688-99

ADOPTED

991333 [Commendation]
Supervisors Newsom, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee, Becerril

Resolution commending Chief Assistant Controller John Madden for his thirty-eight years of service to the City and County of San Francisco.

Supervisor Becerril requested to be added as co-sponsor.

Resolution No. 689-99

ADOPTED

991319 [Suspend 30 Day Rule]
Supervisor Yaki

Motion suspending Rule 5.43 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, proposed ordinance amending the Elections Code by adding Section 40I to require that candidates' names on the official ballot and any sample ballots also appear in Chinese characters.

Motion No. M99-76

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Becerril, Teng

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Yaki, seconded by Supervisor Leno, moved **ADOPTION** of the commendatory finding. The motion carried by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Becerril, Teng

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Yaki, seconded by Supervisor Leno, moved **ADOPTION** of the Brown Act finding. The motion carried by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Becerril, Teng

Imperative Resolution

991359 [Proclamation]
Supervisor Bierman

Resolution declaring July 17, 1999, "Books By the Bay Day" in San Francisco and commending the Northern California Independent Booksellers Association for its efforts on behalf of independent bookselling.

Resolution No. 690-99

Supervisor Yaki, seconded by Supervisor Bierman, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 2 - Becerril, Teng

OFF-CALENDAR LEGISLATION**Introduced by Supervisors or Mayor****Ordinances**

990376 [Cable Television Franchise Amendments]

Ordinance amending Ordinance No. 105-64, as amended most recently by Ordinance No. 42-97, by amending Section 25 regarding grantee's rebuild of the San Francisco Cable System, by amending definitions in Sections 32.10, and 32.18, and by adding Sections 31(i), 31(j), 32.22, 32.23, and 32.24. (Mayor)

(Companion measure to File 990375.)

2/24/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

3/1/99, ASSIGNED UNDER 30 DAY RULE.

7/12/99, CALLED FROM COMMITTEE to Board of Supervisors.

Supervisor Becerril submitted a proposed amendment of the whole bearing new title, dated July 7, 1999 and requested a copy be placed in the file.

Supervisor Becerril requested this matter be scheduled July 26, 1999, at 3:00 p.m. with Board of Supervisors Sitting as a Committee of the Whole.

No objection and Clerk directed to comply.

CALLED FROM COMMITTEE to the Board of Supervisors.

- 991326 [Discrimination Against Iranian Americans in City Contracting and Amending the Definition to include Iranian Americans with Arab Americans]**
Supervisor Brown

Ordinance amending Administrative Code by amending Sections 12D.A2 and 12D.A5 thereof, to amend Board findings regarding discrimination against Iranian Americans in city contracting, and to amend the definition of the terms "minority", "minorities", or "minority person" to group Iranian Americans with Arab Americans.

(Amends Sections 12D.A2 and 12D.A5.)

7/12/99, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 8/11/1999.

- 991327 [Disposition process for real Property and providing that the proceeds from the sale of property be used for transportation purposes to the extent required by Section 72 of the Streets and Highways Code]**
Supervisor Katz

Ordinance approving and authorizing a request for proposals process for the disposition of certain real property located between Spear and Main Streets near Folsom Street, comprising a portion of the former Caltrans right-of-way and described as Block 3740, Lot 27; requiring that the final agreement for disposition and development of the property be subject to Board of Supervisors approval by resolution; and adopting findings that the proposed disposition process is consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1.

7/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991364 [Administrative Code Revision, Chapter 7]**
Supervisor Kaufman

Ordinance amending Administrative Code Sections 7.6, 7.6-1, 7.9, 7.10, 7.11, 7.16, and 7.17 (Commander of Emergency Services, Vice-Commander, Organization, Police Reserve, Fire Reserve, Volunteers and Penalties); and by repealing Section 7.19 (Severability), to update provisions and eliminate obsolete language.

(Amends Sections 7.6, 7.6-1, 7.9, 7.10, 7.11, 7.16, and 7.17; repeals Section 7.19.)

7/12/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 8/11/1999.

- 991365 [Administrative Code Revision, Chapter 8]**
Supervisor Kaufman

Ordinance amending Administrative Code Section 8.15 (posting departmental rules) and by repealing Sections 8.12-2, 8.12-2.1, 8.12-3, 8.13-1, 8.13-2, 8.18, 8.19 and 8.20 (Bicentennial Corporation, copies of Charter, proceeds from copies, inscription of account books, compliance with inscription requirements and possession of improperly inscribed books), to update provisions and eliminate obsolete language.

(Amends Section 8.15; repeals Sections 8.12-2, 8.12-2.1, 8.12-3, 8.13-1, 8.13-2, 8.18, 8.19 and 8.20.)

7/12/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 8/11/1999.

Resolutions**990375 [Transfer of Control over Cable Franchisee]**

Resolution approving transfer of control over Television Signal Corporation, San Francisco cable television franchise grantee, from Telecommunications, Inc. to AT&T Corporation upon certain conditions. (Mayor)

(Companion measure to File 990376.)

2/24/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

3/1/99, ASSIGNED UNDER 30 DAY RULE.

7/12/99, CALLED FROM COMMITTEE to Board of Supervisors.

Supervisor Becerril submitted a proposed amendment of the whole bearing same title, dated June 18, 1999 and requested a copy be placed in the file.

Supervisor Becerril requested this matter be scheduled July 26, 1999, at 3:00 p.m. with Board of Supervisors Sitting as a Committee of the Whole.

No objection and Clerk directed to comply.

CALLED FROM COMMITTEE to the Board of Supervisors.

991366 [City Information Public Display Pilot Project]

Supervisor Becerril

Resolution establishing a pilot project within the Department of Public Works to publicly display city information for the benefit of San Francisco residents.

7/12/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991367 [State Legislation, AJR 26, Asian Pacific Islander Americans Human Rights]

Supervisors Yee, Katz

Resolution supporting AJR 26 relating to Asian Pacific Americans.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991368 [State Legislation, AJR 27, World War II War Crimes]

Supervisors Yee, Katz

Resolution supporting AJR 27 relating to war crimes committed by the Japanese military during World War II.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991369 [Janitorial Workers Labor Negotiations]
Supervisors Ammiano, Bierman, Katz**

Resolution urging janitorial contractors, building owners and Service Employees International Union Local 87 to enter into negotiations and reach a timely and successful conclusion.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991370 [State Legislation, AB 359, Medi-Cal Disproportionate Share Hospitals]
Supervisors Becerril, Bierman, Katz**

Resolution urging the California State Legislature and Governor Davis to approve Assembly Bill 359 requiring that the contribution by transferor entities under the Medi-cal Disproportionate Share Hospital program for the 1999-2000 fiscal year be reduced by up to \$40 million.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991371 [State Legislation, SB 613, Office of Multicultural Health]
Supervisors Brown, Katz, Becerril, Bierman**

Resolution urging Assembly member Martin Gallegos to support Senate Bill 613, which would establish an Office of Multicultural Health within the Department of Health Services.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991372 [State Legislation, SB 1154, Cancer Treatment Funding]
Supervisors Kaufman, Teng, Becerril, Katz, Bierman, Newsom**

Resolution supporting SB 1154 (Speier), the Universal Breast and Gynecological Cancer Treatment Act, which provides up to 24 months of comprehensive medical care coverage for uninsured and underinsured women.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991373 [Greensboro Massacre]
Supervisors Katz, Bierman, Brown, Leno, Yaki, Newsom, Yee, Ammiano**

Resolution commemorating the 20th Anniversary of the Greensboro Massacre and declaring November 3, 1999 Greensboro Massacre Remembrance Day in San Francisco.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991374 [Commendation]

Supervisors Becerril, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Resolution congratulating the United States Women's Soccer Team on its World Cup Championship at the Rose Bowl in Pasadena, California on July 10, 1999.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991375 [Commendation]

Supervisors Leno, Bierman

Resolution commending Mr. Bruce Mirken for his excellence in chronicling the stories of troubled gay youth and the abuses committed against them.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991376 [Commendation]

Supervisors Leno, Ammiano, Kaufman, Bierman, Newsom, Katz, Becerril

Resolution commending City Carshare for promoting car-sharing as a community-based transportation option in San Francisco.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991386 [Community Aggregation of Electricity]

Supervisor Ammiano

Resolution urging the California Legislature to amend the State's electric deregulation law, Chapter 854 of 1996, Sections 366(A) and (B) to authorize San Francisco and any other California municipal corporation, upon a majority vote of its governing body or registered voters, to designate itself as the automatic aggregator of electricity on behalf of its residents and businesses, such that residents and businesses shall be automatically included in the jurisdiction's community aggregated electricity buyers' group, unless exercising a choice for the existing electrical corporation or another provider.

7/12/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

Requests for Hearing**991377 [Catastrophic Sick Leave and Long-Term Disability Task Force Recommendations]**

Supervisor Ammiano

Hearing to consider the Catastrophic Sick Leave and Long-Term Disability Task Force July 1999 recommendations.

7/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991378 [HOPE VI Tenant Protection]
Supervisor Ammiano

Hearing to consider the creation of a tenant protection act for the purpose of safeguarding the rights of residents at H.O.P.E. VI public housing sites and preserving low-income units.

7/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991379 [Violence Against Prostitutes]
Supervisor Ammiano

Hearing to inquire into the social etiology of violence perpetrated against both female and male prostitutes and strategies to mitigate such violence.

7/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991380 [Polk Street Businesses]
Supervisor Becerril

Hearing to explore the status and health of the commercial area of Polk Street, from California to Union Streets, and to particularly determine the causes of an unusually high commercial vacancy rate along that strip
7/12/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

991381 [Package Scanners at City Hall]
Supervisor Brown

Hearing to consider the feasibility of installing package scanners at security check points throughout City Hall.
7/12/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991382 [Preserving Doggie Diner and the Carousel]
Supervisor Newsom

Hearing to consider the Landmarks Preservation Board's recommendation to designate Doggie Diner a landmark for upcoming Planning Commission's meeting on the matter and the leasee's status in the building.
7/12/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

991388 [PG&E Power Outage December 8, 1998]
Supervisor Ammiano

Hearing to consider the December 8, 1998 PG&E power outage.

7/12/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

Motions**991383 [Suspend 30 Day Rule]
Supervisor Teng**

Motion suspending Rule 5.43 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, proposed draft ordinance which would require the Fire Department and Department of Building Inspection to prepare the 1998 Interim Codes as legislative drafts.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991384 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

7/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991385 [Potential Litigation]
Supervisor Becerril**

Potential litigation as plaintiff regarding the merger of TCI and AT&T, as permitted by Government Code Section 54956.9(a), as to existing litigation regarding provisions of the Excavation Code.

7/12/99, REFERRED to Board of Supervisors. At the request of Supervisor Becerril, there being no objection, this matter will be placed on the July 26, 1999 Board agenda.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES**

- 991177** [Public Works Code, Administrative Penalties for Excavation]
Supervisor Katz

Ordinance amending Public Works Code Sections 2.4.80 and 2.4.81 to allow the Director of Public Works to charge municipal excavators that violate Article 2.4 with administrative penalties and to increase the administrative penalty assessed for excavation work without a permit.

6/14/99, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 7/14/1999.

7/7/99, SUBSTITUTED.

7/7/99, ASSIGNED to Transportation and Land Use Committee.

- 991304** [Planning Code amendment to rename "Office Affordable Housing Production Program" as the "Jobs-Housing Linkage Program" and to apply the program to hotel, entertainment, and retail space according to square footage]
Supervisor Teng

Ordinance amending Planning Code by amending Sections 313, 313.1, 313.2, 313.3, 313.4, 313.5, 313.6, 313.7, 313.8, 313.9, 313.10, 313.11, 313.12, 313.13, and 313.14, and by adding Section 313.15, to rename the "Office Affordable Housing Production Program" as the "Jobs-Housing Linkage Program," to apply the program to all new and expanded hotel space of at least 25,000 square feet, to all new and expanded entertainment space of at least 50,000 square feet, and to all new and expanded retail space of at least 100,000 square feet, and by amending Section 314.1 of the childcare ordinance to conform to the new definition of "hotel." (Planning Department)

(Amends Sections 313, 313.1, 313.2, 313.3, 313.4, 313.5, 313.6, 313.7, 313.8, 313.9, 313.10, 313.11, 313.12, 313.13, 313.14, 314.1; adds Section 313.15; Final Negative Declaration dated April 27, 1999; Planning Commission Resolution No. 14832 adopted June 3, 1999 recommending proposed amendments to the Planning Code.)

6/30/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991315 [Amending Administrative Code, Residential Rent Control Chapter, to include the technical changes to conform local law with the State Costa-Hawkins Rental Housing Act]

Ordinance amending San Francisco Administrative Code Chapter 37 (Residential Rent Stabilization and Arbitration Ordinance) by amending Sections 37.2 and 37.3 in order to implement and conform to the Costa-Hawkins Rental Housing Act (California Civil Code Sections 1954.50, Et Seq.), including provision of property owner rights to establish initial and subsequent rental rates for separately alienable parcels, and including conditions for establishing the initial rental rate upon sublet or assignment; and amending San Francisco Administrative Code Chapter 37A (Residential Rent Stabilization and Arbitration Fee) by amending Section 37A.1, to provide that Chapter 37A fees remain applicable to defined residential units which are exempt from the rent increase limitation provisions of Chapter 37 but which are not exempt from other provisions of Chapter 37 pursuant to the Costa-Hawkins Rental Housing Act and/or its implementing provisions as contained in San Francisco Administrative Code Section 37.3(a)(8). (Rent Stabilization and Arbitration Board)

(Amends Sections 37.2, 37.3, 37A.1)

7/2/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

PROPOSED RESOLUTIONS

991305 [Agreement with the University of California Institute of Health Policy Studies to evaluate the impact of drug abuse treatment on demand in San Francisco]

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to enter retroactively into a subcontract in the amount of \$87,864 with the University of California Institute of Health Policy Studies, the primary contractor, to support research activities to evaluate the impact of treatment on demand policies, which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Department of Public Health)

6/30/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991307 [Final Negative Declaration, Jobs-Housing Linkage Ordinance]
Supervisor Teng**

Resolution adopting Final Negative Declaration, finding and determining that the Jobs-Housing Linkage Ordinance will have no significant impact on the environment, and adopting and incorporating findings of final negative declaration. (Planning Commission)

(Final Negative Declaration adopted and issued on April 27, 1999; companion measure to File 991304.)

6/30/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee. Companion measure to File 991304.

991313 [Grant from the California Youth Authority to fund the Second Chance Tattoo Removal Program which is designed to serve high-risk youth in San Francisco]

Resolution authorizing the Department of Public Health, Community Health Network, to accept retroactively and expend grant funds in the amount of \$71,000 from the California Youth Authority for the Second Chance Tattoo Removal Program and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health)

7/6/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

991314 [Federal Grant for implementation of Phase 2 of the Integrated Transportation Management Plan focusing on streets affected by Pacific Bell Park, I-80 ramp project, Moscone Center, and areas North and South of Market Street]

Resolution authorizing the Executive Director of the Department of Parking and Traffic to retroactively apply for, accept, and expend up to \$2,655,000 in Federal Surface Transportation Management Program/Congestion Management and Air Quality Improvement Program (STP/CMAQ) grants with required local matching funds of \$345,000 and a waiver of indirect costs to implement the second phase of the San Francisco Integrated Transportation Management System (ITMS). (Department of Parking and Traffic)

7/2/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

Requests Granted

By Supervisor Yee, that letter be sent to the City Attorney requesting ordinance be prepared which would amend the Public Works Code Article 5.4 to allow for regulations for notification requirements prior to installation of public toilets and increase the current requirement to notify property owners within 150 feet to a new required notification distance of 300 feet.

By Supervisor Yee, that letter be sent to the General Manager, Recreation and Park Department, to determine the maintenance and rehabilitation needs of playgrounds and parks on the west side of the City.

By Supervisor Ammiano, that letter be sent to the City Attorney requesting legislation be prepared which would implement the recommendations of the Catastrophic Sick Leave and Long-term Disability Task Force.

By Supervisor Becerril, that letter be sent to the Director, Department of Telecommunications and Information Services inquiring as to the feasibility of establishing a single, central e-mail address other than webmaster@ci.sf.ca.us for public comments, complaints and questions related to City services and information.

By Supervisor Newsom, that letter of inquiry be sent to the Public Utilities Commission concerning housing for San Francisco Water Department employees at Crystal Springs Watershed and the criteria for access to all of the lakes of the Crystal Springs Watershed.

By Supervisor Teng, that letter be sent to the Parking Authority requesting a survey of the West Portal neighborhood to determine the level of community support for creating an additional parking facility.

By Supervisor Teng, that letters be sent to the City Attorney, District Attorney and Police Chief to inquire what can be done to identify the individual(s) or organization behind the hate flyer against the Chinese entitled "What About Us White's" which was distributed in the Sunset neighborhood.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Dave Sarvis (Supervisor Bierman)

Arnold Michaels (Supervisor Kaufman)

Anne Hanlon Charles (Supervisors Kaufman, Katz)

Paul Decuir (Supervisor Ammiano)

Rev. John Henry Lane (By the entire Board)

ADJOURNMENT

There being no further business, the Board at the hour of 5:50 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 23, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Monday, July 19, 1999 2:00 PM

OCT 06 1999

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

SAN FRANCISCO
PUBLIC LIBRARY

Regular Meeting

TOM AMMIANO, PRESIDENT

**ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE**

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday
1:00 PM

Wednesday
10:00 AM

1st and 3rd Tuesday
10:00 AM

2nd Tuesday
1:00 PM

2nd & 4th Thursday
1:00 PM

3rd Tuesday
1:00 PM

2nd & 4th Thursday
10:00 AM

1st and 3rd Thursday
10:00 AM

2nd and 4th Tuesday
10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair, of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Becerril, Katz, Yee - 3.

Quorum present.

Supervisor Becerril was noted present at 2:08 p.m.

Supervisor Katz was noted present at 2:10 p.m.

Supervisor Yee was noted present at 2:08 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Newsom, seconded by Supervisor Leno, moved to APPROVE the May 17, May 24, and June 1, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 8 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki

Absent: 3 - Becerril, Katz, Yee

COMMUNICATIONS

The Clerk of the Board announced that the Board is in receipt of four communications from the Department of Elections certifying the following initiative petitions did contain sufficient valid signatures to qualify for the November 2, 1999 Consolidated Municipal Election to be held in the City and County of San Francisco:

July 12, 1999: ATM Fees, Ordinance (99-5);

July 15, 1999: Central Freeway, Ordinance (99-10a);

July 15, 1999: Access to Public Meetings and Records Initiative, Ordinance (99-6);

December 17, 1998: Downtown Caltrain Station.

CONSENT AGENDA

Recommendations of the Audit and Government Efficiency Committee

991162 [Dian Hunter, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Dian Hunter against the City and County of San Francisco by payment of \$175,000. (City Attorney)

(S.F. Superior Court No. 993-245.)

Ordinance No. 207-99

FINALLY PASSED

991169 [Linda Sue Herman v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Linda Sue Herman against the City and County of San Francisco by payment of \$182,000. (City Attorney)

(S.F. Superior Court No. 991-939.)

Ordinance No. 212-99

FINALLY PASSED

991170 [Reatha Weaver v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Reatha Weaver against the City and County of San Francisco by payment of \$34,250. (City Attorney)

(S.F. Superior Court No. 995-176.)

Ordinance No. 213-99

FINALLY PASSED

991202 [Gospoden Stephanets v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Gospoden Stephanets against the City and County of San Francisco by payment of \$65,000. (City Attorney)

(S.F. Superior Court No. 993-194.)

Ordinance No. 214-99

FINALLY PASSED

991203 [Gary Michael Gerdes, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Gary Michael Gerdes against the City and County of San Francisco by payment of \$60,000. (City Attorney)

(S.F. Superior Court No. 995-672.)

Ordinance No. 215-99

FINALLY PASSED

- 991204 [Leticia Hayashi, et al. v. CCSF, et al.]**
Ordinance authorizing settlement of litigation of Leticia Hayashi against the City and County of San Francisco by payment of \$87,500. (City Attorney)
- (S.F. Superior Court No. 991-291.)
- Ordinance No. 216-99
FINALLY PASSED
- 991205 [Settlement of Claim by City against WEBCOR]**
Ordinance authorizing settlement of claim of the City and County of San Francisco against WEBCOR Builders. for complete repair by WEBCOR of Fire Station No. 1, located at 676 Howard Street, plus the performance of \$385,050.89 in extra work by WEBCOR at the Fire Station. (City Attorney)
- Ordinance No. 217-99
FINALLY PASSED
- 991211 [Lanric Hyland, et al. v. Roy L. Wonder, et al.]**
Ordinance authorizing settlement of litigation of Lanric Hyland against Roy L. Wonder, et al., by payment of \$275,000.00 plus interest at ten percent (10%) after June 1, 1999. (City Attorney)
- (U.S. District Court No. C90-0646 WHO.)
- Ordinance No. 218-99
FINALLY PASSED
- 991214 [Emily Anicich v. CCSF]**
Ordinance authorizing settlement of litigation of Emily Anicich against the City and County of San Francisco by payment of \$130,000. (City Attorney)
- (S.F. Superior Court 993-342.)
- Ordinance No. 219-99
FINALLY PASSED

Recommendation of the Finance and Labor Committee

- 991244 [Authorizing funds for the installation of traffic signal at Eighth Avenue and Clement Street, a high-use intersection in the Inner Richmond commercial district; provide additional funds for Funston/Lincoln new traffic signal]**
Supervisor Yaki
- Ordinance appropriating and certifying \$78,915 for capital improvement projects (new traffic signal-contract 51 and 50) to cover 10% overage as per Administrative Code Section 6.6, providing for ratification of action previously taken, Department of Public Works, for Fiscal Year 1999-2000.
- Ordinance No. 220-99
FINALLY PASSED

Recommendation of the Housing and Social Policy Committee**990623 [Graffiti Abatement Procedures]**

Supervisors Teng, Kaufman, Newsom, Yaki, Becerril, Katz, Brown, Bierman, Leno

Ordinance amending Public Works Code Sections 1304 and 1305 relating to graffiti abatement procedures for subsequent graffiti on the same property for the 12 month period following the initial removal and to exclude owner option to consent to Director's removal of subsequent graffiti on the same property for the 12 month period following the initial removal.

(Amends Sections 1304 and 1305.)

Ordinance No. 211-99

FINALLY PASSED

Recommendations of the Rules Committee**991247 [Appointments]**

Resolution appointing one member to the Bicycle Advisory Committee. (Clerk of the Board)

(Appointing Jean Davis, to succeed Larry Arndt, Seat 10, must be a bicyclist at large; unexpired portion of 3 year term ending December 31, 2001.)

Resolution No. 703-99

ADOPTED

991351 [Appointments]

Resolution appointing one member to the Living Wage Task Force. (Rules Committee)

(Appointing Brian Cahill, Seat 14, must represent non-profit organizations that contract with the City.)

Resolution No. 716-99

ADOPTED

Recommendations of the Small Business, Economic Vitality and Consumer Services Committee**990266 [Minority/Women/Local Business Utilization Ordinance - IV]**

Supervisor Brown

Ordinance amending Administrative Code by amending Sections 12D.A2 and 12D.A5 to amend Board findings to include Iranian Americans and to amend the definition of the terms minority, minorities, or minority person to include Iranian Americans.

(Amends Administrative Code Sections 12D.A2 and 12D.A5.)

Ordinance No. 210-99

FINALLY PASSED

991030 [Small Business Commission]
Supervisors Leno, Ammiano, Becerril, Brown, Yee, Yaki, Kaufman, Katz, Bierman, Teng, Newsom

Ordinance amending Administrative Code by repealing current Sections 5.120 through 5.122, regarding the Mayor's Bureau of Small Business and Small Business Advisory Commission, and adopting new Sections 5.120 through 5.122, establishing a Mayor's Office of Small Business Affairs and a Small Business Commission.

(Repeals Sections 5.120 through 5.122, adds new Sections 5.120 through 5.122.)

Ordinance No. 206-99

FINALLY PASSED

Recommendations of the Transportation and Land Use Committee

991176 [Underground District No. 347, Lincoln Way from 33rd Avenue to Lower Great Highway]
Supervisor Bierman

Ordinance creating Underground District No. 347 on Lincoln Way from 33rd Avenue to Lower Great Highway.

PASSED, ON FIRST READING

991215 [Stop Intersections]
Resolution designating certain intersections as "STOP" intersections:

STOP SIGNS - ESTABLISH

10th Avenue and Quintara Street, northwest and southeast corners, stopping 10th Avenue (makes this uncontrolled intersection a 2-way STOP)

30th Avenue and Ortega Street, northeast and southwest corners, stopping Ortega Street (makes this an all-way STOP)

Allison and Morse Streets, southwest corner, stopping eastbound Morse Street (makes this an all-way STOP)
Broderick and Union Streets, northeast and southwest corners, stopping Union Street (makes this an all-way STOP)

Jackson and Broderick Streets, northeast and southwest corners, stopping Jackson Street (makes this an all-way STOP)

Jackson and Locust Streets, northeast and southwest corners, stopping Jackson Street (makes this an all-way STOP)

Newhall Street and Newcomb Avenue, northeast and southwest corners, stopping Newhall Street (makes this an all-way STOP)

Stillings and Martha Avenues, all corners, stopping all approaches (makes this 3-legged intersection an all-way STOP) (Department of Parking and Traffic)

(DPT Order No. 1768)

Resolution No. 699-99

ADOPTED

991216 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

NO PARKING ANYTIME - RESCIND

Dore Street, west side, between Bryant and Brannan Streets

ONE-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY - RESCIND
PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Ellis Street, north side, from 97 feet to 218 feet west of Van Ness Avenue (121-foot zone, extending existing parking meter area)

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Judah Street, both sides, between 7th and 8th Streets (200 block)

RESIDENTIAL PERMIT PARKING AREA "O" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

San Fernando Way, both sides, between Darien Way and Monterey Boulevard (200 block)

San Leandro Way, both sides, between Darien Way and Monterey Boulevard (200 block)

TWO-HOUR PARKING TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH SATURDAY - ESTABLISH

Arthur Avenue, north side, between 3rd and Quint Streets (Department of Parking and Traffic)

(DPT Order No. 1768)

Resolution No. 700-99

ADOPTED

991217 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

Folsom Street, eastbound, between Main Street and The Embarcadero

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Dore Street, east side, from Bryant Street to 222 feet southerly (222-foot zone)

Dore Street, west side, from Bryant Street to 480 feet southerly (480-foot zone)

Walter U. Lum Place, west side, from Clay Street to 72 feet northerly (72-foot zone)

Walter U. Lum Place, west side, from Washington Street to 71 feet southerly (71-foot zone)

TOW-AWAY, NO STOPPING, 3 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND

Pine Street, south side, between Polk and Gough Streets (change in effective hours only)

TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Pine Street, south side, between Polk and Gough Streets (change in effective hours only) (Department of Parking and Traffic)

(DPT Order No. 1768)

Resolution No. 701-99

ADOPTED

**991250 [China Basin Ballpark Off-site Parking Lease]
Supervisor Yaki**

Resolution approving and authorizing a ground lease agreement between the City and County of San Francisco, as landlord, and China Basin Ballpark Company LLC ("CBBC") as tenant, concerning the lease of City-owned real property located within ballpark parking lots B and C at Third and Fourth Streets in Mission Bay South, for the construction and operation of interim surface parking lots to serve the new ballpark for the San Francisco Giants; approving, pursuant to Sections 23.6-1 and 6.63-1 of the Administrative Code, a credit against rent otherwise due and payable to the City in an amount equal to possessory interest taxes paid by CBBC with respect to the parking lease; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the parking lease is consistent with the City's General Plan and Eight Priority Policies of Planning Code Section 101.1; adopting findings that the parking lease is consistent with the public trust; and ratifying prior acts.

Resolution No. 692-99

ADOPTED

**990827 [Stop Intersection]
Supervisor Newsom**

Resolution designating Clay and Fillmore Streets, northwest and southeast corners, stopping Fillmore Street (makes this an all-way Stop) as "Stop" intersections.

Resolution No. 693-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

991325 [Environmental Review]

Motion certifying review of Final Negative Declaration relating to proposed conditional use of property at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1

Supervisor Yee requested this matter be continued to July 26, 1999.

Supervisor Yee, seconded by Supervisor Newsom, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

(Only one of the following two motions should be adopted.)**991173 [Appeal , Conditional Use, 1880 Lombard Street]**

Motion approving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee requested this matter be continued to July 26, 1999.

Supervisor Yee, seconded by Supervisor Newsom, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991174 [Appeal , Conditional Use, 1880 Lombard]

Motion disapproving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee requested this matter be continued to July 26, 1999.

Supervisor Yee, seconded by Supervisor Newsom, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991175 [Findings - 1880 Lombard Street]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 98.523C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, for action by the Board at its next meeting. (Clerk of the Board)

Supervisor Yee requested this matter be continued to July 26, 1999.

Supervisor Yee, seconded by Supervisor Newsom, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

Recommendations of the Finance and Labor Committee

991350 [Budget, 1999-2000]
Mayor

Motion approving Annual Budget of the City and County of San Francisco for Fiscal Year 1999-2000. (Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 1999 nor later than August 1, 1999.)

(Companion measure to Files 991052, 991086.)

Supervisor Kaufman moved to amend to reflect technical adjustments from the Mayor submitted by the Mayor's Budget Director by letter dated July 19, 1999 (a copy of which is on file in the Office of the Clerk of the Board).

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Supervisor Kaufman, joined by Supervisors Bierman, Teng, Yaki, Newsom, Brown, Becerril, Katz and Leno, moved to amend the budget as follows:

Addbacks and Additions: Partial Restoration of Police Attrition Savings - \$700,000; SF CARES Initiative, DCYF, \$1,000,000; City Attorney Quality of Life Program - \$250,000; City Attorney Legal Initiatives - Anti-Gun Program - \$300,000; Muni Training and Survey - \$275,000; Book Budget, Public Library, \$200,000; Alumnae Resources, MOECD, \$100,000; Census - Public Charge Outreach, DHS, \$60,000; Anti-Gambling, DPH, \$50,000; Performing Art Outreach to Youth in the Mission, DCYF, \$100,000; Tenderloin Street Sweeper, DPW, \$30,000; America's Promise Mentoring Program, DCYF, \$100,000; Native American Aids Services, DPH, \$190,000; Tenderloin Neighborhood Development, DHS, \$100,000; Project Open Hand, DPH, \$75,000 (total funding available \$3,530,000). Budget Revision: Department of Environment, maintain current pay and offset cost with attrition savings. Release from Reserve: Planning Department, Fee Supported "Tactical Team", eliminate reserve for fee-supported positions.

Supervisor Yee requested the following six items be severed and voted on separately: Addbacks and Additions: Partial Restoration of Police Attrition Savings - \$700,000; City Attorney Quality of Life Program - \$250,000; City Attorney Legal Initiatives - Anti-Gun Program - \$300,000; Muni Training and Survey - \$275,000. Budget Revision: Department of Environment, maintain current pay and offset cost with attrition savings. Release from Reserve: Planning Department, Fee Supported "Tactical Team", eliminate reserve for fee-supported positions.

The roll was then called on the balance of the amendments.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

The Clerk proceeded to call the roll on the six severed amendments as follows:

The roll was called on the following amendment: Addbacks and Additions: Partial Restoration of Police Attrition Savings - \$700,000.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Noes: 2 - Ammiano, Yee

The roll was called on the following amendment: Addbacks and Additions: City Attorney Quality of Life Program - \$250,000.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 8 - Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Noes: 3 - Ammiano, Bierman, Yee

The roll was called on the following amendment: Addbacks and Additions: City Attorney Legal Initiatives - Anti-Gun Program - \$300,000.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee

The roll was called on the following amendment: Addbacks and Additions: Muni Training and Survey - \$275,000.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee

The roll was called on the following amendment: Budget Revision: Department of Environment, maintain current pay and offset cost with attrition savings.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee

The roll was called on the following amendment: Release from Reserve: Planning Department, Fee Supported "Tactical Team", eliminate reserve for fee-supported positions.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee

Supervisor Ammiano moved to amend to reduce the General Fund reserve to \$28.5 million and increase the Department of Public Health budget by \$205,100 to accomplish the following: (1) Eliminate the prescription co-payment for SF General patients with incomes under 200% the level of poverty (\$105,000); (2) Add Pharmacy registry staff during peak periods to reduce wait times (\$20,725); (3) Add a language translator to the Pharmacy and patient eligibility areas to expand access for Cantonese, Mandarin and Spanish speakers (\$39,375 for a .75 FTE Health Worker II); and (4) Enhance prescription refill phone service (\$40,000).

President Ammiano, seconded by Supervisor Becerril, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Motion approving Annual Budget of the City and County of San Francisco for Fiscal Year 1999-2000.

(Companion measure to Files 991052, 991086.)

After a period of discussion, Supervisor Teng, seconded by Supervisors Yaki and Leno, moved the previous question: "Shall the previous question be now put?" and it was **ADOPTED** by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

The roll was then called on the Budget, as amended.

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991052 [Annual Appropriation Ordinance FY 1999-2000]
Mayor

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2000. (Controller)

(Fiscal impact; Companion measure to Files 991065, 991086)

The Clerk stated the Budget and two accompanying ordinances were called together. Therefore, the motion to amend the budget was also a motion to amend the two companion measures. A vote to amend to conform the Annual Appropriation Ordinance to the annual budget as amended is in order.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Ordinance be **AMENDED**. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991086 [Annual Salary Ordinance, FY 1999-2000]
Mayor

Annual Salary Ordinance enumerating positions in the annual budget and appropriation ordinance for the fiscal year ending June 30, 2000, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the annual appropriation ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal impact; Companion measure to Files 991065, 991052.)

A vote to amend to conform the Annual Salary Ordinance to the annual budget as amended is in order.

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Ordinance be **AMENDED**. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991132 [Redevelopment Agency Budget and Bonds]

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1999-2000, and approving the issuance by the Agency of Bonds in an aggregate principal amount not to exceed \$20,000,000 for the purpose of financing redevelopment activities in fiscal year 1999-2000. (Redevelopment Agency)

(Fiscal impact.)

Resolution No. 697-99

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Yaki, Yee

Absent: 2 - Leno, Teng

The President resumed the Chair.

Recess

The Board, at the hour of 3:58 p.m., took a brief recess.

Reconvening of the Board

The Board, at the hour of 4:04 p.m., reconvened.

The following Supervisors were noted absent:

Supervisors Leno, Teng - 2.

Quorum present.

Supervisor Leno was noted present at 4:05 p.m.

Supervisor Teng was noted present at 4:10 p.m.

NEW BUSINESS

Recommendations of the Finance and Labor Committee

- 991272 [Funding for the second round of Affordable Housing and Home Ownership Bonds (Prop. A) issued on June 10, 1999]
Mayor

Ordinance appropriating \$20,000,895 of bond proceeds and bond interest income for implementation of the Affordable Housing and Home Ownership Program at the Mayor's Office of Housing, for fiscal year 1999-2000.

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

- 990877 [Prevailing Wages for Janitors]
Supervisors Yee, Ammiano, Bierman

Ordinance amending Administrative Code by adding Section 21.25-1 to provide that contracts for janitorial services must require that any person performing janitorial services thereunder be paid not less than the general prevailing wages in private employment for similar work.

(Fiscal impact; Adds Section 21.25-1.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee
Noes: 1 - Kaufman

- 990979 [Airport Concession Bond/Loan Program]

Resolution authorizing the Airport Commission ("Commission") to increase its line of credit with Wells Fargo Bank from \$4 Million to \$6 Million to provide funding to induce bond companies and financial institutions to provide surety bonds and working capital financing to certain disadvantaged business enterprises. (Airport Commission)

Resolution No. 694-99

Supervisor Yee, seconded by Supervisor Katz, moved to excuse Supervisor Becerril, at her request, from voting on this item. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

The roll was then called on the pending resolution.

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Excused: 1 - Becerril

991006 [Real Property Lease Amendment]

Resolution authorizing an amendment to lease real property at 3801 Third Street, Suites 110, 220 and 230, for the Department of Human Services. (Real Estate Department)

Resolution No. 695-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991073 [Lease of Property]

Resolution authorizing a 10-year lease of Public Utilities Commission land between the City and County of San Francisco and Nextel Communications in Alameda County. (Public Utilities Commission)

Resolution No. 696-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991222 [Approval to spend money to plant a lawn and trees at the Mid-Embarcadero Music Concourse located South of Justin Herman Plaza near the Ferry Building]

Resolution approving and authorizing the appropriation of up to \$984,850 from the Downtown Park Special Fund for the proposed enhancements to the Mid-Embarcadero Music Concourse site. (Recreation and Parks Department)

(Fiscal impact.)

Resolution No. 702-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendation of Parks and Recreation Committee

**991264 [Board Off-site Meeting August 16, 1999 at Balboa High School]
Supervisor Ammiano**

Motion changing the date of the off site Board of Supervisors meeting at Balboa High School, located at 1000 Cayuga Street, at 6:00 p.m., from August 23, 1999 to August 16, 1999.

Motion No. M99-77

APPROVED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendations of the Transportation and Land Use Committee

991163 [Ocean Beach and Great Highway Emergency Authorization] Supervisors Katz, Bierman

Resolution concurring with and supporting the Director of the Department of Public Works' finding and declaration of public emergency; urging said Director to take necessary measures in the most expeditious manner to protect the public safety, health, welfare, and property of the citizens of San Francisco with regard to the dangerous condition created by the erosion of protective sand dunes at Ocean Beach along the Great Highway.

Supervisor Katz moved to amend page two, lines 20 and 21 by deleting "encourages the minimal revetment necessary for short time frame (1-3) years, with some sand cover to stabilize and minimize intrusion; and" and by inserting "prohibits the expenditure of funds on the use of hard structures, such as rock revetment or seawalls, to stabilize the conditions at Ocean Beach"; amend page two, line 22, by deleting "are" and inserting "were already". No change in title.

Resolution No. 698-99

Supervisor Katz, seconded by Supervisor Yaki, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Supervisor Newsom requested to be added as co-sponsor.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991192 [Street Vacation - Holland Court]

Resolution declaring the intention of the Board of Supervisors to vacate Holland Court and a portion of Minna Street, and setting the hearing date of August 16, 1999, for all persons interested in the proposed vacation. (Real Estate Department)

(Companion measure to Files 991193, 991194.)

Supervisor Katz moved to amend the title, line 4, after "August 16, 1999" by inserting "at Balboa High School, 1000 Cayuga Avenue, at 7:00 p.m. and page two, line 16 by changing "3:00" to "7:00" and changing "in the Legislative Chambers of the Board of Supervisors" to "at Balboa High School, 1000 Cayuga Avenue".

Resolution No. 691-99

Supervisor Katz, seconded by Supervisor Yee, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Resolution declaring the intention of the Board of Supervisors to vacate Holland Court and a portion of Minna Street, and setting the hearing date of August 16, 1999, at Balboa High School, 1000 Cayuga Avenue, at 7:00 p.m. for all persons interested in the proposed vacation. (Real Estate Department)

(Companion measure to Files 991193, 991194.)

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

PUBLIC COMMENT

Regis Rosetta, illegal in-law apartments;
Ernestine Weiss, oppose Mt. Zion/UC Hospital closing;
Eula Walters, support transfer of Blocks 202 and 203 to Recreation and Park Department;
Marvis Phillips, thanks for a good budget, neighborhood meetings, Section 8 housing;
Albert Kennedy, the elimination of glass drug paraphernalia, copper scouring pads;
Roberta Caravelli, support waiving 30 day rule concerning Building Code;
Elizabeth Crisner, repairs to schools;
Anastasia, building and fire codes.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

991367 [State Legislation, AJR 26, Asian Pacific Islander Americans Human Rights]
Supervisors Yee, Katz

Resolution supporting AJR 26 relating to Asian Pacific Americans.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 704-99

ADOPTED

991368 [State Legislation, AJR 27, World War II War Crimes]
Supervisors Yee, Katz

Resolution supporting AJR 27 relating to war crimes committed by the Japanese military during World War II.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 705-99

ADOPTED

991369 [Janitorial Workers Labor Negotiations]
Supervisors Ammiano, Bierman, Katz

Resolution urging janitorial contractors, building owners and Service Employees International Union Local 87 to enter into negotiations and reach a timely and successful conclusion.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 706-99

ADOPTED

991370 [State Legislation, AB 359, Medi-Cal Disproportionate Share Hospitals]
Supervisors Becerril, Bierman, Katz

Resolution urging the California State Legislature and Governor Davis to approve Assembly Bill 359 requiring that the contribution by transferor entities under the Medi-cal Disproportionate Share Hospital program for the 1999-2000 fiscal year be reduced by up to \$40 million.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 707-99

ADOPTED

991371 [State Legislation, SB 613, Office of Multicultural Health]
Supervisors Brown, Katz, Becerril, Bierman

Resolution urging Assembly member Martin Gallegos to support Senate Bill 613, which would establish an Office of Multicultural Health within the Department of Health Services.

Supervisors Katz, Becerril, Bierman requested to be added as co-sponsors.

Resolution No. 708-99

ADOPTED

991372 [State Legislation, SB 1154, Cancer Treatment Funding]
Supervisors Kaufman, Teng, Becerril, Katz, Bierman, Newsom

Resolution supporting SB 1154 (Speier), the Universal Breast and Gynecological Cancer Treatment Act, which provides up to 24 months of comprehensive medical care coverage for uninsured and underinsured women.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 709-99

ADOPTED

991373 [Greensboro Massacre]
Supervisors Katz, Bierman, Brown, Leno, Yaki, Newsom, Yee, Ammiano

Resolution commemorating the 20th Anniversary of the Greensboro Massacre and declaring November 3, 1999 Greensboro Massacre Remembrance Day in San Francisco.

Resolution No. 710-99

ADOPTED

- 991374 [Commendation]
Supervisors Becerril, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Resolution congratulating the United States Women's Soccer Team on its World Cup Championship at the Rose Bowl in Pasadena, California on July 10, 1999.

Resolution No. 711-99

ADOPTED

- 991375 [Commendation]
Supervisors Leno, Bierman

Resolution commending Mr. Bruce Mirken for his excellence in chronicling the stories of troubled gay youth and the abuses committed against them.

Resolution No. 712-99

ADOPTED

- 991376 [Commendation]
Supervisors Leno, Ammiano, Kaufman, Bierman, Newsom, Katz, Becerril

Resolution commending City Carshare for promoting car-sharing as a community-based transportation option in San Francisco.

Supervisors Newsom, Katz, Becerril requested to be added as co-sponsors.

Resolution No. 713-99

ADOPTED

- 991383 [Suspend 30 Day Rule]
Supervisor Teng

Motion suspending Rule 5.43 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, proposed draft ordinance which would require the Fire Department and Department of Building Inspection to prepare the 1998 Interim Codes as legislative drafts.

Motion No. M99-78

APPROVED

- 991384 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M99-79

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yee

Absent: 3 - Newsom, Teng, Yaki

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Becerril, seconded by Supervisor Yee, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 1 - Newsom

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Becerril, seconded by Supervisor Yee, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 1 - Newsom

Imperative Resolutions

991417 [Grant funds to augment the college and career choice materials and programming for teens in the neighborhood branch libraries]

Supervisors Ammiano, Bierman

Resolution authorizing the San Francisco Public Library to accept and expend \$500,000 to be awarded by the Carnegie Corporation of New York. Funds will be used to create the "High School and Beyond" program for teens by providing specialized books, materials, workshops and programming designed to help youths make choices and prepare for high school, college and other vocational opportunities.

Resolution No. 714-99

Supervisor Yee, seconded by Supervisor Becerril, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 1 - Newsom

**991418 [High Speed Rail Stations]
Supervisors Yaki, Katz, Bierman**

Resolution supporting a high speed rail station at both the San Francisco Airport and the Downtown Transbay Terminal.

Resolution No. 715-99

Supervisor Yee, seconded by Supervisor Becerril, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee

Absent: 1 - Newsom

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**991425 [Notice to Recycling Companies]
Supervisors Becerril, Bierman, Katz**

Ordinance amending Building Code Section 106.3.2.3.2 to provide notice of applications for and issuance of demolition permits to recycling companies upon their payment of a specified fee.

(Amends Section 106.3.2.3.2.)

7/19/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 8/18/1999.

**991428 [Truth in Disclosure Act]
Supervisor Yee**

Ordinance amending Planning Code Sections 306.1 and 306.3 to require disclosure in a conditional use or variance application and notice for public hearing of the name under which the applicant intends to conduct business, and requiring that applications be signed under penalty of perjury; amending Building Code Section 106.3 to require disclosure in a building permit application of the name under which the applicant intends to conduct business, and requiring that applications be signed under penalty of perjury.

(Amending Planning Code Sections 306.1 and 306.3; amends Building Code Section 106.3.)

7/19/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 8/18/1999.

**990745 [South of Market Arts and Entertainment Special Use District]
Supervisor Newsom**

Ordinance amending Planning Code by adding a new Section 249.21 and amending Sections 816 and 161 to establish a South of Market Small Business, Arts and Entertainment Preservations Special Use District and a South of Market Core Small Business, Arts and Entertainment Preservation Special Use District for the property generally fronting on Folsom Street between Twelfth and Langton Streets, Eleventh Street between Burns Place and Harrison Street, and the north side of Harrison Street between Gordon and Twelfth Streets, which would (1) restrict certain ground-floor uses, (2) allow nighttime entertainment activity as either a principal permitted use or conditional use, (3) establish acoustic construction standards for new residential and live/work developments and acoustic operational standards for nighttime entertainment uses, (4) require written disclosure to purchasers and occupants of residential and live/work units regarding applicable sound standards, (5) require "good neighbor" operating procedures for nighttime entertainment uses, (6) allow temporary street closures as an accessory to an entertainment use, (7) allow entertainment use parking in the Costco garage, and (8) grant authority to modify residential and live/work parking requirements; amending Building Code by adding Section 104.7 to authorize the Department of Building Inspection to enforce the acoustic construction standards contained in Planning Code Section 249.21; amending Police Code by amending Sections 1060.5 and 1070.5 to include specific standards for issuance of place of entertainment and extended-hour premises permits in the new South of Market Special Use Districts; and making determination of consistency with the priority policies of Planning Code Section 101.1.

(Adds Planning Code Section 249.21 and amends Sections 816 and 161; adds Building Code Section 104.7; amends Police Code Sections 1060.5 and 1070.5; companion measure to File 990759.)

4/19/99, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 5/19/1999. 4/29/99 - Transmitted to Planning Commission for public hearing and recommendation.

7/8/99, TRANSFERRED to Small Business, Economic Vitality and Consumer Services Committee.

7/19/99, SUBSTITUTED. SUBSTITUTED by Supervisor Newsom in Board.

7/19/99, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 8/18/1999.

Resolutions

**991426 [San Francisco Swim Center Feasibility Study]
Supervisors Yee, Bierman**

Resolution urging the Recreation and Park Department to perform a feasibility study of a San Francisco Swim Center at Larsen Park.

7/19/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991427 [Labor Dispute, KPFA]
Supervisors Yee, Bierman**

Resolution supporting the employees and listeners of KPFA in its fight for fair and impartial broadcasting.

7/19/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991429 [Single Room Occupancy (SRO) Hotel Fire Prevention and Stabilization Task Force]
Supervisors Ammiano, Katz, Bierman

Resolution establishing a Single Room Occupancy (SRO) Hotel Fire Prevention and Stabilization Task Force to make recommendations to the Mayor and the Board of Supervisors and setting forth the membership and duties of the task force.

7/19/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991430 [Internal Revenue Service Investigation]
Supervisors Leno, Ammiano, Bierman

Resolution requesting that the Internal Revenue Service investigate the Church of Jesus Christ of Latter Day Saints' lobbying efforts in support of the California Definition of Marriage Initiative and revoke the Church's tax exempt status under Internal Revenue Code Section 501(C)(3).

7/19/99, RECEIVED AND ASSIGNED to Rules Committee.

991431 [Include Car-sharing in Transit-First Policy]
Supervisors Leno, Kaufman, Ammiano, Bierman, Newsom, Katz

Resolution urging that car-sharing become a component of the City's Transit-first policy and urging various City departments to aid in the development and administration of the City CarShare program.

7/19/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991432 [Labor Dispute, KPFA]
Supervisors Ammiano, Bierman, Katz, Leno, Teng

Resolution urging the Board and executive staff of Pacifica Foundation to enter into negotiations with employees and associated staff of KPFA to resolve the current management and labor crisis in an expeditious and efficient manner.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991433 [Puerto Rico]
Supervisors Becerril, Bierman

Resolution urging Congress to pass, and the President to pass into law, legislation defining Puerto Rico's status options and authorizing a plebiscite to provide the U.S. Citizens of Puerto Rico the opportunity to make an informed decision regarding the island's future political status.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991434 [Gift Acceptance]
Supervisors Katz, Bierman

Resolution authorizing the Director of the Department of Administrative Services to accept and expend ten thousand dollars (\$10,000) on behalf of the City and County of San Francisco, as a gift from Outdoor Systems Advertising, to be used to purchase receivers for talking signs for the visually impaired.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991435 [State Legislation, AB 941, Charter-party Carriers]
Supervisor Newsom

Resolution supporting AB 941 to discourage the use of illegal charter-party carriers.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991436 [Bill Lann Lee]
Supervisors Teng, Bierman, Katz

Resolution urging for a full Senate confirmation of Bill Lann Lee as the next Assistant Attorney General for civil rights, declaring July 21, 1999 to be "Bill Lann Lee Day" in San Francisco, and directing the Clerk of the City and County of San Francisco to forward a copy of the resolution to California's Congressional Delegation including Senator Dianne Feinstein, Senator Barbara Boxer, Congresswoman Nancy Pelosi and Congressman Tom Lantos, Governor Gray Davis and the City's lobbyist in Washington, D.C.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991437 [Commendation]
Supervisors Ammiano, Katz, Bierman, Leno

Resolution commending Sister Jeannine Gramick and Reverend Robert Nugent for upholding the dignity and humanity of gay, lesbian, bisexual and transgender people and for embodying the spirit of tolerance, understanding and compassion in their ministry.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991438 [Commendation]
Supervisors Becerril, Bierman, Katz, Newsom, Teng

Resolution commending the North Beach Jazz Festival and declaring the week of July 25, North Beach Jazz Festival Week in the City and County of San Francisco.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991439 [Commendation]
Supervisors Leno, Katz, Teng

Resolution commending Bank of America for establishing the San Francisco Microloan program.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991440 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending the YWCA - Western Addition Sistahs program for enriching the lives of young African-American girls in San Francisco.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991441 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending Alta Plaza Restaurant and Bar for its five years of service to San Francisco and welcoming BAM Restaurant-Bar-Cafe to the San Francisco dining scene.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991442 [Commendation]
Supervisors Teng, Katz, Newsom, Bierman

Resolution commending the Chinese American Association of Commerce upon the occasion of its 19th anniversary and declaring July 23, 1999, to be "Chinese American Association of Commerce Day" in San Francisco.

7/19/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**991443 [Proposed Rite Aid, Bay View]
Supervisor Yee**

Hearing to consider the economic impact of the proposed Rite Aid in the Bay View.
7/19/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991444 [Planning Code Parking Regulations]
Supervisor Yee**

Hearing to discuss regulations in the Planning Code regarding off-street parking requirements.
7/19/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991445 [Limited Muni Bus Services to the Outer Richmond and Sunset]
Supervisor Yee**

Hearing to assess the feasibility of limited MUNI bus service to the Outer Richmond and Sunset districts.
7/19/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991446 [Recycling Centers]
Supervisor Brown**

Hearing to consider recycling centers throughout the City, to explore to what extent, if any, such centers either directly or indirectly sustain a drug culture and the social ills associated with such culture.
7/19/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES****991389 [Amending the Health Code to establish patient rates for services, effective July 1, 1999]
Ordinance amending Health Code by amending Section 128 to fix patient rates for services furnished by
Department of Public Health, retroactively to July 1, 1999.**

(Amends Section 128)

7/13/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991392 **[Authorizing agreements and acceptance of assets related to the dissolution of Western Addition Parking Corporation and the lease of the Japan Center Garages at 1660 Geary Boulevard and 1680 Fillmore Street]**

Ordinance authorizing the Department of Public Works to accept a gift of \$550,000 from the City of San Francisco Western Addition Parking Corporation for the renovation of the Peace Plaza at the Japanese Cultural and Trade Center; approving the dissolution of the City of San Francisco Western Addition Parking Corporation and accepting the remaining assets and liabilities of said corporation; approving the transfer of said assets and liabilities to the Japantown Garage Parking Corporation; approving the form of lease of the Japantown Garage to the Japantown Garage Parking Corporation; ratifying previous actions taken in connection with the foregoing matters; and authorizing the taking of appropriate action in connection therewith. (Department of Parking and Traffic)

7/9/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS

- 991387 **[Federal Emergency Relief Funds for engineering and reconstruction of hillside to prevent further erosion and protect life, safety, and property at San Jose Avenue from Richland Avenue to Highland Avenue]**

Resolution authorizing the Director of Public Works to accept retroactively and expend up to \$110,027 in federal Emergency Relief funds with required local matching funds of \$14,061 for engineering and reconstruction of the hillside for the protection of life, safety, and property at San Jose Avenue from Richland Avenue to Highland Avenue. (Department of Public Works)

7/12/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

- 991391 **[Permitting non-city workers to perform work for the City, instead of City employees, because the non-city workers can perform the work at a lesser cost than City employees Shuttle Bus service at Airport]**

Resolution approving the Controller's certification that Shuttle Bus Services for San Francisco International Airport's Long-Term Parking Lot and the employee Garage DD can practically be performed by private contractor at a lower cost than if work were performed by City and County employees at presently budgeted levels. (Airport Commission)

7/14/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

By Supervisor Becerril, that letter be sent to the Mayor and the Redevelopment Agency requesting report on the efforts of the Housing Preservation Program to preserve the affordability of Section 8 and other subsidized housing units as leases negotiated under Federal housing programs expire.

By Supervisor Katz, that letter be sent to the Director, Department of Telecommunications and Information; the Treasurer; and the Assessor/Recorder regarding the status of the adoption of electronic recordation standards (digital recording of public records and other documents). The State appointed Electronic Recordation Task Force was formed to develop statewide electronic recordation standards which are expected to be in place by January 2000. City and county conformance with State standards will facilitate sharing of documents and information with other jurisdictions and will enable the development of applications to improve and expand electronic transactions with the public.

By Supervisor Katz, that letter be sent to the Director, Department of Telecommunications and Information, regarding the development of custom electronic publication lists. Custom electronic publication lists give the ability to the public to register interest in a particular subject and then be provided information on that subject as it becomes available. Examples of such information includes event calendars, meeting agendas, job listings, utility services and contract information.

By Supervisor Kaufman, that letter be sent to the Director, Department of Animal Care and Control, requesting investigation of the feasibility of developing pigeon birth control and response to the following questions: (1) Is it feasible to develop pigeon birth control? (2) If so, would it be a viable solution to the pigeon problem in San Francisco? (3) What steps would the City need to take in order to develop or assist with the development of pigeon birth control.

By Supervisor Newsom, that letter be sent to the Director of Airport requesting the following information: the results of the one time per shift short line privilege that the Airport granted to the two compressed natural gas taxis operating for a period of three months; whether the Airport will be able to extend this one time per shift short line privilege to additional alternative fuel taxis for a greater amount of time; if so, what is the highest number of vehicles that this privilege could apply to and for what length of time; and whether the Airport plans to offer additional incentives for alternative fuel vehicles to operate at its venue.

By Supervisor Yaki, that letter be sent to the City Attorney requesting legislation be drafted which would increase offenses for tour buses violating posted street prohibitions in residential neighborhoods.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

John F. Kennedy, Jr. (By the entire Board)

Carolyn Bessette Kennedy (By the entire Board)

Lauren Bessette (By the entire Board)

James Ballard (Supervisor Bierman)

George Brown (Supervisor Bierman)

George Davis (Supervisor Brown)

ADJOURNMENT

There being no further business, the Board at the hour of 5:13 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 23, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

*City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532*

MEETING MINUTES

DOCUMENTS DEPT.

OCT 06 1999

SAN FRANCISCO
PUBLIC LIBRARY

Monday, July 26, 1999 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT

**ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE**

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Audit and Government Efficiency Committee

1st Tuesday

Supervisors Kaufman, Newsom, Katz

1:00 PM

Finance and Labor Committee

Wednesday

Supervisors Yee, Bierman, Ammiano

10:00 AM

Housing and Social Policy Committee

1st and 3rd Tuesday

Supervisors Teng, Bierman, Becerril

10:00 AM

Parks and Recreation Committee

2nd Tuesday

Supervisors Brown, Newsom, Leno

1:00 PM

Public Health and Environment Committee

2nd & 4th Thursday

Supervisors Bierman, Brown, Yaki

1:00 PM

Public Utilities and Deregulation Committee

3rd Tuesday

Supervisors Ammiano, Yee, Becerril

1:00 PM

Rules Committee

2nd & 4th Thursday

Supervisors Leno, Teng, Kaufman

10:00 AM

Small Business, Economic Vitality and Consumer Services Committee

1st and 3rd Thursday

Supervisors Newsom, Leno, Becerril

10:00 AM

Transportation and Land Use Committee

2nd and 4th Tuesday

Supervisors Katz, Yaki, Yee, Leno

10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair, of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Bierman, Katz, Teng, Yaki - 4.

Quorum present.

Supervisor Bierman was noted present at 2:10 p.m.

Supervisor Katz was noted present at 2:11 p.m.

Supervisor Teng was noted present at 2:09 p.m.

Supervisor Yaki was noted present at 2:09 p.m.

Privilege of the Floor

Supervisor Leno, seconded by Supervisor Katz, moved to suspend Rule 4.25 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Introduction of Guest

Supervisor Leno introduced, welcomed and presented a commendation to film star, Marcel Marceau, for returning to San Francisco after being absent for 15 years.

Mr. Marceau indicated it was a great honor for him to be here again and to receive this award. He introduced members of his company and on behalf of the company he thanked the Board of Supervisors.

CONSENT AGENDA

Recommendation of the Finance and Labor Committee

- 991272 [Funding for the second round of Affordable Housing and Home Ownership Bonds (Prop. A) issued on June 10, 1999]

Mayor

Ordinance appropriating \$20,000,895 of bond proceeds and bond interest income for implementation of the Affordable Housing and Home Ownership Program at the Mayor's Office of Housing, for fiscal year 1999-2000.

(Fiscal impact.)

Ordinance No. 221-99

FINALLY PASSED

Recommendations of the Housing and Social Policy Committee

- 991297 [Continuous grant for Police Department Domestic Violence Unit to continue a program which targets domestic violence repeat offenders]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Violence Against Women - Law Enforcement Specialized Units Program", and agreeing to accept an in-kind match from Woman Organized to Make Abuse Non-existent (W.O.M.A.N. Inc.) for a victim's advocate position, and waiving indirect costs due to funding constraints. (Police Department)

Resolution No. 722-99

ADOPTED

- 991298 [Continuous grant for Police Department, Southern Station, to implement a Community Crime Resistance Program for the Sixth Street Corridor, provide "Citizens Patrol" program and improve general safety]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project designated "Community Crime Resistance Program" and agreeing to provide a cash match as required for this grant program, and waiving indirect costs due to funding constraints. (Police Department)

Resolution No. 723-99

ADOPTED

991299 [Continuing grant for Police Department Juvenile Division for an elementary and middle school program for students at risk of exposure to drugs and violence]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Suppression of Drug Abuse in the Schools" and waiving indirect costs due to funding constraints. (Police Department)

Resolution No. 724-99

ADOPTED

991300 [Grant for Police Department's Vice Crime Unit to identify, target, and take action against stores with on-sale and off-sale liquor licenses that operate in a disorderly and disruptive manner]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the California Department of Alcoholic Beverage Control for a project designated "1999/2000 Grant Assistance to Local Law Enforcement Agencies Project" and waiving indirect costs due to funding constraints.

Resolution No. 725-99

ADOPTED

991302 [Grant for various projects for at-risk youth or those in juvenile justice system including renovation at Log Cabin Ranch, in-home visits to youth on probation, implementation of Teen Court Project, funds for Juvenile Drug Court, and other general efforts]

Resolution authorizing the Mayor's Criminal Justice Council (MCJC) to retroactively apply, accept and expend funds in the amount of \$544,744 from the Office of Criminal Justice Planning (OCJP), State of California, from funds made available under the Juvenile Accountability Incentive Block Grant (JAIBG). (Mayor)

Resolution No. 727-99

ADOPTED

Recommendation of the Transportation and Land Use Committee

**991176 [Underground District No. 347, Lincoln Way from 33rd Avenue to Lower Great Highway]
Supervisor Bierman**

Ordinance creating Underground District No. 347 on Lincoln Way from 33rd Avenue to Lower Great Highway.

Ordinance No. 223-99

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Becerril, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 2 - Bierman, Katz

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

991325 [Environmental Review]

Motion certifying review of Final Negative Declaration relating to proposed conditional use of property at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1

Motion No. M99-82

APPROVED by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki

Noes: 3 - Ammiano, Newsom, Yee

(Only one of the following two motions should be adopted.)

991173 [Appeal , Conditional Use, 1880 Lombard Street]

Motion approving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Teng, seconded by Supervisor Leno, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991174 [Appeal, Conditional Use, 1880 Lombard]

Motion disapproving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Kaufman moved to amend the title, line five, after "Buchanan Street" by inserting "and approving granting a conditional use permit subject to conditions imposed by Planning Commission and additional conditions imposed by the Board of Supervisors";

amend line 18, after "disapproved" by inserting "; and, be it

FURTHER MOVED, That the Board of Supervisors approves granting a conditional use permit subject to conditions imposed by the Planning Commission by its Motion No. 14824, dated May 13, 1999 with the following two conditions being added by the Board of Supervisors:

1. No pharmacy shall occupy the ground floor retail spaces.

2. The grant of the condition use authorization to exceed the lot size limited is subject to the grant of deviations from the rear yard requirements by the Board of Appeal; and, be it

FURTHER MOVED, That the Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the Planning Commission, by its Motion No. 14824 that the project is consistent with the eight priority policies of Planning Code Section 101.1, and further finds that the revised project, as further conditioned by the Board of Supervisors, is consistent with the priority policies of Planning Code Section 101.1."

Motion No. M99-80

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Motion disapproving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets and approving granting a conditional use permit subject to conditions imposed by Planning Commission and additional conditions imposed by the Board of Supervisors and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

APPROVED AS AMENDED by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki

Noes: 3 - Ammiano, Newsom, Yee

991175 [Findings - 1880 Lombard Street]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 98.523C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, for action by the Board at its next meeting. (Clerk of the Board)

Motion No. M99-81

APPROVED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendations of the Finance and Labor Committee**990877 [Prevailing Wages for Janitors]
Supervisors Yee, Ammiano, Bierman**

Ordinance amending Administrative Code by adding Section 21.25-1 to provide that contracts for janitorial services must require that any person performing janitorial services thereunder be paid not less than the general prevailing wages in private employment for similar work.

(Fiscal impact; Adds Section 21.25-1.)

Ordinance No. 222-99

FINALLY PASSED by the following vote:

Ayes: 10 - Leno, Newsom, Teng, Yaki, Yee, Ammiano, Becerril, Bierman, Brown, Katz

Noes: 1 - Kaufman

**991052 [Annual Appropriation Ordinance FY 1999-2000]
Mayor**

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2000. (Controller)

(Fiscal impact; Companion measure to Files 991065, 991086)

Ordinance No. 208-99

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991086 [Annual Salary Ordinance, FY 1999-2000]
Mayor**

Annual Salary Ordinance enumerating positions in the annual budget and appropriation ordinance for the fiscal year ending June 30, 2000, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the annual appropriation ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal impact; Companion measure to Files 991065, 991052.)

Ordinance No. 209-99

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendation of the Public Utilities and Deregulation Committee

990455 [High-Speed Broadband Networks]

Supervisors Katz, Yaki, Becerril, Bierman, Ammiano, Leno, Newsom, Brown, Teng

Resolution urging the City Attorney and the Department of Telecommunications and Information Services to monitor legislative, regulatory and judicial developments in the California Legislature, Congress, the Federal Communications Commission and Federal Courts addressing access to high-speed cable and other high-speed broadband networks; to take all possible action to ensure that Congress, the Legislature and/or the Federal Communications Commission adopt policies that protect consumers' access to a choice of Internet and other on-line service providers and to all forms of information over the Internet and over high-speed broadband networks; and to support the authority of cities to require cable companies to provide non-discriminatory access by unaffiliated Internet and other on-line providers to the broadband cable network by filing an amicus brief in support of the City of Portland's open access requirement in the United States Court of Appeals for the Ninth Circuit.

Supervisor Katz moved an amendment of the whole (technical amendments).

Resolution No. 718-99

Supervisor Katz, seconded by Supervisor Becerril, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Resolution establishing city policy supporting open non-discriminatory access to broadband access services and supporting non-discriminatory access by consumers to all content on the internet; urging the San Francisco City Attorney, the Department of Telecommunications and Information Services and the Telecommunications Commission to take all possible action to implement this policy at the federal, state, and local level by: 1) monitoring legislative, regulatory and judicial developments in the California Legislature, Congress, the Federal Communications Commission and Federal Courts addressing high-speed internet access; 2) monitor the market for broadband access services in order to gauge the necessity or feasibility of imposing an open access requirement; 3) requiring cable companies and other providers of high-speed internet access services to permit unrestricted access to all content on the internet in addition to allowing subscribers a single "click through" directly to such content; 4) requiring cable companies and other providers of high-speed internet access services to provide universal access by consumers to any cable modem or high-speed internet access service in a service area in which cable modem or high-speed internet access service is offered; 5) filing an amicus brief in support of the City of Portland's non-discriminatory access requirement in the United States Court of Appeals for the Ninth Circuit and; 6) urging the San Francisco City Attorney, the Department of Telecommunications and Information Services and the Telecommunications Commission to report back to the Board of Supervisors by December 15, 1999 on federal, state and local legislative, regulatory, judicial and technical developments and recommend a course of action for the City.

Supervisors Yaki, Bierman, Ammiano, Leno, Newsom, Brown, Teng requested to be added as co-sponsors.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

NEW BUSINESS

Recommendations of the Finance and Labor Committee

**991032 [Memorandum of Understanding-Local 798-Unit 1]
Mayor**

Ordinance adopting and implementing the provision of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO for Bargaining Unit 1 and the City and County of San Francisco for the period July 1, 1999 through June 30, 2001.

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991033 [Memorandum of Understanding-Local 798, Unit 2]
Mayor**

Ordinance adopting and implementing the provisions of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO for Bargaining Unit 2 and the City and County of San Francisco for the period July 1, 1999 through June 30, 2001.

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991269 [Authorizing Public Utilities Commission to apply for State funds to reimburse the City for construction costs for the Islais Creek and Rankin Street sewage storage and treatment facilities.]

Resolution authorizing the Public Utilities Commission to apply for and enter into loan agreements not to exceed \$50 million for the reimbursement of prior expenditures incurred for the construction of the Islais Creek/Rankin Street storage facilities. (Public Utilities Commission)

Resolution No. 720-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991278 [Emergency Repairs, 3rd Street Sewers]

Resolution approving the expenditure of funds for the emergency work to replace the hydraulically inadequate sewers on 3rd Street between Jerrold Avenue and Palou Avenue, Donner Avenue between Ingalls Street and Jennings Street, and Jennings Street between Donner Avenue and Egbert Avenue - \$1,674,713.00. (Public Utilities Commission)

(Fiscal impact.)

Resolution No. 721-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991301 [Airport Lease Agreement for American Airlines L-82-0111 for space in Boarding Area "E"]

Resolution approving lease modification No. 8 for Lease 82-0111 between American Airlines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 726-99

Supervisor Teng, seconded by Supervisor Leno, moved to excuse Supervisor Becerril from voting on this matter. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Excused: 1 - Becerril

Recommendations of the Housing and Social Policy Committee**990822 [Litter Removal and Ashtrays]**

Supervisors Teng, Bierman

Ordinance amending Public Works Code Sections 170, 173 and 174 to require places of employment to provide and maintain ashtrays for patrons and employees who smoke and specifying that accumulation of cigarette and cigar butts on the public right-of-way is prohibited.

(Amends Sections 170, 173 and 174.)

Supervisor Becerril requested to be added as co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Teng, Yaki

Noes: 3 - Leno, Newsom, Yee

- 991281 [To require the Fire Department and Department of Building Inspection to prepare the 1998 Interim Codes as Legislative Drafts]
Supervisor Teng

Ordinance amending Administrative Code by adding Section 67.33 to require the Fire Department and Department of Building Inspection to prepare the 1998 San Francisco Interim Codes as legislative drafts, specifying the basic organization, manner of annotation, the detail required, and the completion and public availability dates; while providing for the expiration of the effectiveness of Section 67.33.

(Adds Section 67.33.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Teng assumed the Chair so the President could participate in the debate from the floor concerning the following item.

Recommendations of the Public Utilities and Deregulation Committee

- 991386 [Community Aggregation of Electricity]
Supervisor Ammiano

Resolution urging the California Legislature to amend the State's electric deregulation law, Chapter 854 of 1996, Sections 366(A) and (B) to authorize San Francisco and any other California municipal corporation, upon a majority vote of its governing body or registered voters, to designate itself as the automatic aggregator of electricity on behalf of its residents and businesses, such that residents and businesses shall be automatically included in the jurisdiction's community aggregated electricity buyers' group, unless exercising a choice for the existing electrical corporation or another provider.

Supervisor Ammiano requested this item be continued to August 2, 1999.

President Ammiano, seconded by Supervisor Yaki, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

- 991252 [Transfer Control Over Public Access Channel to San Francisco Community Television Corporation]
Supervisor Bierman

Resolution designating not later than September 1, 1999 as the date the Cable Television Franchise Grantee (TCI) shall transfer management and control over the Public Access Channel to the San Francisco Community Television Corporation (SFCTC) and supporting sufficient funding for the public access program in the Department of Telecommunications and Information budget.

Resolution No. 719-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

The President resumed the Chair.

Called from Transportation and Land Use Committee by Supervisor Bierman

990998 [Zoning - Live/Work Moratorium: Imposing Interim Zoning Controls]
Supervisors Bierman, Ammiano

Resolution imposing Interim Zoning Controls to prohibit construction of new Live/Work Developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, for a six (6) month period, and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Supervisor Yee, seconded by Supervisor Kaufman, moved to excuse Supervisor Newsom from voting, at his request, on this matter. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

Supervisor Bierman requested this item be continued to August 9, 1999.

Supervisor Bierman, seconded by Supervisor Yee, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 1 - Brown
Excused: 1 - Newsom

990997 [Zoning - Live/Work Moratorium: Imposing an Order Prohibiting Action on Applications]
Supervisors Bierman, Ammiano

Resolution imposing an order prohibiting action on applications for permits or other land use entitlements to construct new live/work developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, while the Board of Supervisors considers adoption of interim zoning controls governing such live/work development; and making a finding of consistency with the priority policies of Planning Code Section 101.1.

Supervisor Yee, seconded by Supervisor Kaufman, moved to excuse Supervisor Newsom from voting, at his request, on this matter. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

Supervisor Bierman, seconded by Supervisor Katz, moved that this Resolution be RE-REFERRED to the Transportation and Land Use Committee. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 1 - Brown
Excused: 1 - Newsom

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

991393 [Public Hearing]

Hearing of persons interested in or objecting to proposed amendment of the whole entitled, "Resolution approving transfer of control over Television Signal Corporation, San Francisco cable television franchise grantee, from Telecommunications, Inc. to AT&T Corporation upon certain conditions" and proposed amendment of the whole entitled, "Ordinance amending Ordinance 105-64, as amended most recently by Ordinance No. 42-97, by amending Section 25 regarding grantee's rebuild of the San Francisco Cable System, by adding Sections 25.1 through 25.5 regarding grantee's obligations to provide open access to its cable modem platform, to limit rebuild rate increases, to provide cable modem service to libraries, to provide a subscriber benefit during the rebuild, and to construct the rebuilt system in compliance with federal, state and local requirements, by adding Section 32.12(e) regarding grantee's obligation to pay franchise fees on cable modem services by amending Section 24(a)(ii) regarding grantee's obligation to wire certain buildings, by amending Sections 27.1 through 27.3 regarding grantee's transfer of management and control of the public access station to the community television Corporation, by amending Section 30 regarding subscriber passthroughs, by amending Section 31(a) and definitions in Sections 32.10, and 32.18, and by adding Sections 31(i), 31(j), 32.22, 32.23, and 32.24 to further clarify grantee's obligations under the franchise."

(Files 990375 and 990376.)

The privilege of the floor was granted to the following persons:

Oppose transfer: Female speaker; Susan Palmer; Male speaker, Economic Development Corporation; Michael Lynch; Jeff White; Margie March; Doug Chan; Curtis Roe; Janet Spears; Lincoln Madison; Frank Coughlin; Bob McNamara.

Support transfer: Eliabeth Donate; Sox Kitashima; August Longo; Ernestine Weiss; Lois Hatchpet; Opal; Audrie Krause; Careth Reed; Dennis Mangers; Chavez Lopez; Calvin Louie; Max Carlson; Bessie Baynet; Chris Wolf; Paul Causey; Dan Brush; Rachelle Chong; Mark Phigler; Rosemary Ozan; Darlene Mar; David Lee.

Support open access: Claudia Viek; Adam Werbach; Jonathan Leong; Craig Newmark; Bay Area Video Network Coalition; Denise Magure; John Twitchel; Cameron Assadi; Jessica Tully.

HEARD AT PUBLIC HEARING.

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

President Ammiano, seconded by Supervisor Teng, moved that the Committee of the Whole Rise and Report Without Recommendation. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Committee of the Whole Rise and Report Without Recommendation

Called from Public Utilities and Deregulation Committee by Supervisor Becerril

990376 [Cable Television Franchise Amendments]

Ordinance amending Ordinance No. 105-64, as amended most recently by Ordinance No. 42-97, by amending Section 25 regarding grantee's rebuild of the San Francisco Cable System, by amending definitions in Sections 32.10, and 32.18, and by adding Sections 31(i), 31(j), 32.22, 32.23, and 32.24. (Mayor)

(Companion measure to File 990375.)

Supervisor Ammiano moved the following amendment to Section 25.1:

"Section 25.1 NONDISCRIMINATORY ACCESS TO BROADBAND INTERNET ACCESS TRANSPORT SERVICES

Unless restricted by preemptive Federal or State law, Grantee agrees to provide non-discriminatory access to its cable modem platform to providers of Internet access services, whether or not such providers are affiliated with Grantee, upon any of the following conditions:

(a) If by final order or judgment a court upholds or affirms the authority of any local government to require a cable operator to provide nondiscriminatory access to its cable modem platform to providers of Internet access services. For the purposes of this section, an order or judgment shall be considered final when a court of competent jurisdiction lets stand or affirms such order or judgment and any time for appeal or review of the order or judgment has passed.

(b) Should AT&T or TCI or their wholly-owned subsidiaries enter into an agreement that requires nondiscriminatory access to its cable modem platform for providers of Internet access services, provided that any requirement by the City would be subject to equivalent terms and conditions.

Notwithstanding the foregoing, nothing in this Franchise, nor the City's failure to immediately require open, nondiscriminatory access as a condition of approval of the Resolution Approving Transfer of Control of the Grantee from TCI to AT&T adopted by the Board of Supervisors in File No. _____ shall prohibit or restrict the City's authority to impose such a requirement on Grantee pursuant to any lawful authority and in accordance with any procedural requirements that may be applicable." (Failed)

President Ammiano, seconded by Supervisor Yee, moved that this Ordinance be AMENDED. The motion FAILED by the following vote:

Ayes: 3 - Ammiano, Leno, Yee

Noes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yaki

Supervisor Yaki moved the proposed amendment of the whole (submitted by Supervisor Becerril on July 12, 1999) with new language for Section 25.1 as follows:

"Section 25.1 NONDISCRIMINATORY ACCESS TO BROADBAND INTERNET ACCESS TRANSPORT SERVICES

(a) Unless restricted by preemptive Federal or State law, the City may impose a requirement that the Grantee shall provide non-discriminatory access to its cable modem platform to providers of Internet access services, whether or not such providers are affiliated with Grantee, upon any of the following conditions:

(1) If, by final order or judgment, a court upholds or affirms the authority of any local government to require a cable operator to provide nondiscriminatory access to its cable modem platform to providers of Internet access services and the City otherwise meets the legal and procedural prerequisites for the imposition of an access requirement. For the purposes of this section, an order or judgment shall be considered final when a court of competent jurisdiction lets stand or affirms such order or judgment has passed. Prior to the enactment or enforcement of any such requirement, Grantee shall provide with reasonable notice and an opportunity to be heard, including the right to present evidence on any findings made or required to be made by the City.

(2) Should AT&T or TCI or their wholly-owned subsidiaries enter into an agreement with a franchising authority that requires nondiscriminatory access to its cable modem platform for providers of Internet access services, provided that any requirement by the City would be subject to equivalent terms and conditions.

(b) AT&T will make high speed Internet access available (at speeds exceeding 200 Kbps) for any Subscriber in the Service Area who is unable to obtain high speed Internet access from another provider (i.e., DSL, Satellite, wireless). AT&T agrees to develop a cost-competitive policy for such Subscribers to minimize or eliminate any additional cost to the consumer of connection to the Internet service provider of their choice so as to meet the standard price of receiving both comparable transport and content from a competing high-speed Internet access service.

(c) Grantee agrees that Subscribers to its Excite@Home content-enhanced cable modem service shall have access to all content or services generally available to the public on the Internet and shall be able to connect to online service providers, portals and other Internet sites, including the sites of other Internet service providers, without having to view the Excite@Home proprietary content if they so desire.

(d) Notwithstanding the foregoing, nothing in this franchise, nor the City's failure to require open, nondiscriminatory access as a condition of approval of the Resolution Approving Transfer of Control of the Grantee from TCI to AT&T adopted by the Board of Supervisors in File No. 990375 shall prohibit or restrict the City's authority to impose such a requirement on Grantee pursuant to any lawful authority and in accordance with any procedural requirements that may be applicable."

Supervisor Yaki, seconded by Supervisor Brown, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 7 - Becerril, Brown, Katz, Kaufman, Newsom, Teng, Yaki

Noes: 4 - Ammiano, Bierman, Leno, Yee

Ordinance amending Ordinance 105-64, as amended most recently by Ordinance No. 42-97, by amending Section 25 regarding grantee's rebuild of the San Francisco Cable System, by adding Sections 25.1 through 25.5 regarding grantee's obligations to provide open access to its cable modem platform, to limit rebuild rate increases, to provide cable modem service to libraries, to provide a subscriber benefit during the rebuild, and to construct the rebuilt system in compliance with federal, state and local requirements, by adding Section 32.12(e) regarding grantee's obligation to pay franchise fees on cable modem services by amending Section 24(a)(ii) regarding grantee's obligation to wire certain buildings, by amending Sections 27.1 through 27.3 regarding grantee's transfer of management and control of the public access station to the community television Corporation, by amending Section 30 regarding subscriber passthroughs, by amending Section 31(a) and definitions in Sections 32.10, and 32.18, and by adding Sections 31(i), 31(j), 32.22, 32.23, and 32.24 to further clarify grantee's obligations under the franchise. (Mayor)

(Companion measure to File 990375.)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Leno, Newsom, Teng, Yaki, Becerril, Bierman, Brown, Katz, Kaufman
Noes: 2 - Yee, Ammiano

990375 [Transfer of Control over Cable Franchisee]

Resolution approving transfer of control over Television Signal Corporation, San Francisco cable television franchise grantee, from Telecommunications, Inc. to AT&T Corporation upon certain conditions. (Mayor)

(Companion measure to File 990376.)

Supervisor Becerril moved the proposed amendment of the whole bearing same title, which was submitted on July 12, 1999.

Resolution No. 717-99

Supervisor Becerril, seconded by Supervisor Yaki, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee

The President resumed the Chair.

PUBLIC COMMENT

*Dick Millet, oppose live/work lofts;
Seth Watkins, hate crimes against transgender persons;
Robert O'Malley, support living wage;
Linc Madison, cable modem;
Adrienne Pon, community outreach, under serving, cable;
Ms. Kirchener, Housing Authority eviction of Beth;
Beth Spaccuzie, open access;
Cathy Lorrell, open access;
Eddie Wong, open access;
Gabriel Martinez, against open access.*

Recess

The Board, at the hour of 5:38 p.m. , took a brief recess.

Reconvening of the Board

The Board, at the hour of 5:52 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present: Supervisors Ammiano, Bierman, Kaufman, Leno, Medina, Newsom, Yaki - 7.

Noted Absent: Supervisors Brown, Katz, Teng, Yee - 4.

Quorum present:

Supervisor Brown was noted present at 5:55 p.m.

Supervisor Katz was noted present at 5:53 p.m.

Supervisor Teng was noted present at 5:54 p.m.

Supervisor Yee was noted present at 5:53 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

991432 [Labor Dispute, KPFA]

Supervisors Ammiano, Bierman, Katz, Leno, Teng

Resolution urging the Board and executive staff of Pacifica Foundation to enter into negotiations with employees and associated staff of KPFA to resolve the current management and labor crisis in an expeditious and efficient manner.

Supervisors Leno, Teng requested to be added as co-sponsors.

Resolution No. 728-99

ADOPTED

991433 [Puerto Rico]

Supervisors Becerril, Bierman

Resolution urging Congress to pass, and the President to pass into law, legislation defining Puerto Rico's status options and authorizing a plebiscite to provide the U.S. Citizens of Puerto Rico the opportunity to make an informed decision regarding the island's future political status.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 729-99

ADOPTED

991434 [Gift Acceptance]

Supervisors Katz, Bierman

Resolution authorizing the Director of the Department of Administrative Services to accept and expend ten thousand dollars (\$10,000) on behalf of the City and County of San Francisco, as a gift from Outdoor Systems Advertising, to be used to purchase receivers for talking signs for the visually impaired.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 730-99

ADOPTED

991435 [State Legislation, AB 941, Charter-party Carriers]

Supervisor Newsom

Resolution supporting AB 941 to discourage the use of illegal charter-party carriers.

Resolution No. 731-99

ADOPTED

991436 [Bill Lann Lee]
Supervisors Teng, Bierman, Katz

Resolution urging for a full Senate confirmation of Bill Lann Lee as the next Assistant Attorney General for civil rights, declaring July 21, 1999 to be "Bill Lann Lee Day" in San Francisco, and directing the Clerk of the City and County of San Francisco to forward a copy of the resolution to California's Congressional Delegation including Senator Dianne Feinstein, Senator Barbara Boxer, Congresswoman Nancy Pelosi and Congressman Tom Lantos, Governor Gray Davis and the City's lobbyist in Washington, D.C.

Supervisors Bierman, Katz requested to be added as co-sponsors.

Resolution No. 732-99

ADOPTED

991437 [Commendation]
Supervisors Ammiano, Katz, Bierman, Leno

Resolution commending Sister Jeannine Gramick and Reverend Robert Nugent for upholding the dignity and humanity of gay, lesbian, bisexual and transgender people and for embodying the spirit of tolerance, understanding and compassion in their ministry.

Supervisors Bierman, Leno requested to be added as co-sponsors.

Resolution No. 733-99

ADOPTED

991438 [Commendation]
Supervisors Becerril, Bierman, Katz, Newsom, Teng

Resolution commending the North Beach Jazz Festival and declaring the week of July 25, North Beach Jazz Festival Week in the City and County of San Francisco.

Supervisors Bierman, Katz, Newsom, Teng requested to be added as co-sponsors.

Resolution No. 734-99

ADOPTED

991439 [Commendation]
Supervisors Leno, Katz, Teng

Resolution commending Bank of America for establishing the San Francisco Microloan program.

Supervisors Katz, Teng requested to be added as co-sponsors.

Resolution No. 735-99

ADOPTED

991440 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending the YWCA - Western Addition Sistahs program for enriching the lives of young African-American girls in San Francisco.

Supervisors Katz, Newsom requested to be added as co-sponsor.

Resolution No. 736-99

ADOPTED

991441 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending Alta Plaza Restaurant and Bar for its five years of service to San Francisco and welcoming BAM Restaurant-Bar-Cafe to the San Francisco dining scene.

Supervisors Bierman, Katz, Newsom requested to be added as co-sponsors.

Resolution No. 737-99

ADOPTED

991442 [Commendation]
Supervisors Teng, Katz, Newsom, Bierman

Resolution commending the Chinese American Association of Commerce upon the occasion of its 19th anniversary and declaring July 23, 1999, to be "Chinese American Association of Commerce Day" in San Francisco.

Supervisors Katz, Newsom, Bierman requested to be added as co-sponsors.

Resolution No. 738-99

ADOPTED

991453 [Final Map, Bryant Square Lofts, 720 York Street]

Motion approving final map of Square Lofts , 720 York Street, a 45 unit Commercial Live/Work Condominium Project, being a subdivision of Lot 13 in Assessor's Block No. 4080, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,817.)

Motion No. M99-83

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**991461 [Resource Conservation Ordinance]
Supervisors Ammiano, Bierman**

Ordinance repealing Chapter 21A and adding Chapter 21A of the Administrative Code, imposing requirements on City departments to plan for and improve resource conservation and recycling practices and to purchase dioxin-free products.

(Repeals Chapter 21A; adds Chapter 21A, Sections 21A.1 through 21A.14.)

7/26/99, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 8/25/1999.

**991462 [Medical Marijuana]
Supervisors Leno, Ammiano, Bierman, Katz, Newsom**

Ordinance amending Article 19F which prohibits smoking to allow smoking of medical marijuana in non-profit medical marijuana buyers clubs.

(Amends Article 19F, Section 1009.22.)

7/26/99, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 8/25/1999.

**991463 [1996-2000 Memorandum of Understanding, Transit Workers' Union Local 250-A]
Mayor**

Ordinance implementing Amendment No. 3 to the 1996-2000 Memorandum of Understanding between the City and County of San Francisco and Transit Workers' Union Local 250-A for Classification 9163 and related trainee classifications.

(Fiscal impact.)

7/26/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Resolutions**991464 [Equal Treatment of Traffic Incident Reporting and Prosecution]
Supervisors Katz, Bierman**

Resolution urging City departments, the San Francisco Police Department and the San Francisco District Attorney's Office to take all necessary action to ensure equal treatment of bicyclists and motorists involved in traffic incidents.

7/26/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991465 ["Scorcher" Colored Tires]
Supervisor Teng**

Resolution urging B.F. Goodrich Tires to immediately stop advertising for and refrain from selling its new line of "Scorcher" colored tires.

7/26/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991466 [Rocky Mountain Steel Replacement Rail]
Supervisors Ammiano, Bierman**

Resolution urging the Bay Area Rapid Transit District to refrain from purchasing rail for track replacement and repair from Rocky Mountain Steel Mills until the Rocky Mountain Steel labor dispute has been resolved.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991467 [Indoor Air Quality in Schools]
Supervisors Becerril, Bierman, Brown, Katz, Newsom**

Resolution urging the school board of the San Francisco Unified School District to fully implement their indoor air quality management practices policy (policy number P3335) including allocating funds for adequate staff to replace and clean filters on a regular basis and to purchase high efficiency particulate arrestor (HEPA) vacuums.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991468 [Community Development Block Grant and Home Programs]
Supervisors Becerril, Bierman, Katz**

Resolution urging the United States Congress to fully fund the Community Development Block Grant Home Programs at no less than \$5 billion for CDBG and \$1.8 billion for Home in fiscal year 2000.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991469 [State Legislation, SB 6]
Supervisors Newsom, Bierman, Brown, Katz**

Resolution supporting Senate Bill 6, the Missing Persons Bulletin Bill (which will improve the response mechanism of local officials by requiring that local police and sheriff's departments broadcast a bulletin in its jurisdiction without delay if a missing person is under 16 years of age and by providing that the state shall reimburse costs incurred to counties).

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991470 [Memorial for Kevin Collins]
Supervisors Newsom, Bierman, Brown, Katz**

Resolution urging the Recreation and Parks Commission and the Friends of Recreation and Parks to work with the Kevin Collins Foundation in memorializing Kevin Collins.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991471 [Commendation]
Supervisors Bierman, Kaufman, Teng, Brown, Katz, Leno, Becerril, Yaki**

Resolution commending Judge Dorothy von Beroldingen on the occasion of her retirement from the Municipal Court and thanking her for her many years of service to the people of San Francisco.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991472 [Commendation]
Supervisors Brown, Bierman, Katz**

Resolution commending the leadership of Atlanta Mayor, Mayor Bill Campbell, for defying the threat to end affirmative action.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991473 [Commendation]
Supervisors Leno, Newsom, Ammiano, Bierman, Katz, Yee, Kaufman, Teng, Yaki, Brown, Becerril**

Resolution commending the Board of Directors and volunteers of the Richmond/Ermet AIDS Foundation for their outstanding contributions in the fight against HIV and AIDS and proclaiming August 2, 1999 as "Help Is On The Way Day" in San Francisco.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991474 [Commendation]
Supervisors Leno, Ammiano, Bierman, Katz, Newsom

Resolution commending the Eureka Valley Promotion Association's exhibit at the Harvey Milk Branch Library.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991475 [Commendation]
Supervisors Leno, Yee

Resolution commending Rick Laska, Sean Love, and other volunteer employees from Certa ProPainters for donating their time, resources, and expertise to beautify the burned down Diamond Supermarket in Glen Park.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991476 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending Marcel Marceau and proclaiming July 26, 1999 as Marcel Marceau Day in San Francisco.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991477 [Commendation]
Supervisors Teng, Bierman

Resolution commending Norman Yee for his distinguished work, outstanding leadership and dedication to children and families, and declaring July 24, 1999, as "Yee Family Day" in San Francisco.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 991478 [San Francisco Jail Conditions]
Supervisors Bierman, Brown

Hearing to consider the conditions for inmates at the San Francisco jail, particularly regarding overcrowding and quality of the rehabilitation programs.

7/26/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991479 [Security at City Hall]
Supervisor Brown**

Hearing to consider the state of security at City Hall in light of the damage done by an individual skateboarding within the building.

7/26/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991480 [Japanese Tea Garden]
Supervisors Newsom, Bierman**

Hearing to consider the possibility of designating a free day at the Japanese Tea Garden in Golden Gate Park.

7/26/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991481 [Parking Collection System Contract]
Supervisor Yee**

Hearing to consider the City's parking collection system contract with PRWT Services, Inc.

7/26/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991482 [Planning Department Enforcement Program]
Supervisor Yee**

Hearing to consider the Planning Department's enforcement program, including how the enforcement program will be enhanced to vigorously enforce the Planning Code and terms of conditional use authorizations and how the positions that were approved in the FY 1999-2000 budget will be used to expand enforcement.

7/26/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Motions

**991483 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991486 [Legislative Analyst Request]
Supervisor Teng

Motion directing the Board of Supervisors Legislative Analyst to conduct a thorough research and policy analysis to determine the impacts of the code amendments to the Fire, Building, Electrical, Housing, Mechanical and Plumbing Codes recently adopted in Files 990716, 990788, 990790, 990792, 990794, and 990796.

7/26/99, RECEIVED AND ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 2, 1999.

Introduced by the President at the Request of Departments

PROPOSED RESOLUTIONS

- 991423 [Accepting gift donation of construction management services valued at \$150,000 for the construction of the Airport Library, Archive and Museum that will be located at the new S.F. International Airport]
Resolution accepting a gift from Parsons Infrastructure and Technology Group Inc. for construction management services related to the construction of the Airports Aviation Library, Archive and Museum. (Airport Commission)
7/20/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991447 [Stop Intersections]
Resolution designating certain intersections as "STOP" intersections:

STOP SIGNS - ESTABLISH
Baker and Lombard Streets, northeast and southwest corners, stopping Lombard Street (makes this an all-way STOP)
Pacific Avenue and Montgomery Street, northeast corner, stopping westbound Pacific Avenue (makes this an all-way STOP) (Department of Parking and Traffic)

(DPT Order No. 1780.)
7/20/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991448 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Post Street, north side, between Scott and Divisadero Streets

Post Street, north side, from 80 feet to 303 feet west of Divisadero Street (223-foot zone)

Post Street, south side, from Divisadero Street to 67 feet westerly (67-foot zone)

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

York Street, east side, from 18th Street to 250 feet northerly (250-foot zone)

RESIDENTIAL PERMIT PARKING AREA "I" - ESTABLISH

2280 Mission Street, west side, between 18th and 19th Streets (adds specified address only)

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 7 AM - 9 PM, EVERYDAY) - ESTABLISH

Waller Street, both sides, between Shrader and Stanyan Streets (1700 block)

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Lawton Street, both sides, between 11th and 12th Avenues (500 block)

RESIDENTIAL PERMIT PARKING AREA "O" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

15th Avenue, both sides, between Rivera and Santiago Streets (2200 block)

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Ivy Street, both sides, between Gough and Octavia Streets (300 block)

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Castro Street, both sides, between 21st and Liberty Streets (southern portion of 700 block)

RESIDENTIAL PERMIT PARKING AREA "U" (1-HOUR TIME LIMIT, 8 AM - 6 PM, EVERYDAY) - ESTABLISH

Sheridan Street, both sides, between 9th and 10th Streets (unit block)

RESIDENTIAL PERMIT PARKING AREA "U" - ESTABLISH

1259 Folsom Street, south side, between 8th and 9th Streets (adds specified address only)

UNMETERED MOTORCYCLE PARKING - RESCIND

8th Street, east side, from 55 feet to 104 feet north of Harrison Street (49-foot zone, in front of 385 - 8th Street)

TOUR BUS PARKING ONLY - RESCIND

North Point Street, north side, between Mason and Taylor Streets (existing zone to be shortened)

TOUR BUS PARKING ONLY - ESTABLISH

North Point Street, north side, from Taylor Street to 136 feet easterly (136-foot zone, shortens existing zone at this location)

RESIDENTIAL PERMIT PARKING AREA "V" (2-HOUR PARKING TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Miramar Avenue, both sides, between Eastwood Drive and Wildwood Way
San Ramon Way, both sides, between Eastwood Drive to east terminus
Southwood Drive, both sides, between Miramar and Plymouth Avenues (Department of Parking and Traffic)

(DPT Order No. 1780.)

7/20/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991449 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

Division Street, both directions, between 8th and 9th Streets

NO LEFT TURN, 4 PM - 6 PM, EXCEPT SUNDAY - ESTABLISH

NO LEFT TURN, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND

6th Street, northbound, at Harrison Street (change in effective days and hours only)

NO U-TURNS - ESTABLISH

Lake Merced Boulevard, westbound, at Middlefield Drive

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

Harrison Street, north side, from 4th Street to 175 feet easterly (175-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Brewster Street, east side, from Mullen Avenue to 20 feet southerly (20-foot zone)

Brewster Street, east side, from 74 feet to 94 feet north of Costa Street (20-foot zone)

Brewster Street, east side, between Faith and Joy Streets

Brewster Street, east side, from Franconia Street to 25 feet northerly (25-foot zone)

Brewster Street, west side, from Mullen Street to a point 35 feet north of Costa Street

Brewster Street, west side, from the north property line of Joy Street to 80 feet southerly (80-foot zone)

Brewster Street, west side, from Franconia Street to 245 feet northerly (245-foot zone)

Franconia Street, east side, from Brewster Street to 15 feet southerly (15-foot zone)

Mullen Avenue, east side, from Brewster Street to south terminus

Mullen Avenue, west side, from Brewster Street to 15 feet southerly (15-foot zone) (Department of Parking and Traffic)

(DPT Order No. 1780.)

7/20/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991451 [State Grant: Funds to be used for recycling cans and bottles at San Francisco's public and private schools to comply with Assembly Bill 939.]

Resolution authorizing the Solid Waste Management Program to accept and expend \$41,650 from the California Department of Conservation; waiving indirect costs. (Administrative Services Department)

7/21/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

991452 [Lease: Property owned by Herbst Foundation at 30 Van Ness Avenue for S.F. Police Department Exam Unit, for a term of 5 years at a monthly rental rate of \$2,865.50.]

Resolution authorizing a lease at 30 Van Ness Avenue for the San Francisco Police Department. (Real Estate Department)

7/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

By Supervisor Katz, that letter be sent to the City Attorney requesting legislation be drafted which would amend Chapter 39 of the Administrative Code (The Integrated Pest Management Program) to state that antimicrobials will be exempted from the Integrated Pest Management ordinance and that they will be addressed in the City's EPP Program (Environmentally Preferable Purchasing Program; Chapter 21F, of the Administrative Code). Additional administrative amendments that will improve or clarify implementation of the IPM Program, as recommended by the Director of the Department of the Environment, should also be drafted.

By Supervisor Teng, that letter be sent to the City Attorney requesting legislation be drafted which would include skid marks in the City's definition of graffiti and requiring graffiti vandals and tire manufacturers to pay for defacing City streets.

By Supervisor Yaki, that letter be sent to the City Attorney requesting legislation be drafted which would require disclosure of felony convictions of future appointees to San Francisco Board or Commissions who make decisions which directly confer or have a direct impact on economic benefits to private parties.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Rev. Peter Williams (Supervisor Brown)

Denis de Coteau (By the entire Board)

ADJOURNMENT

There being no further business, the Board at the hour of 6:27 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 23, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Monday, August 2, 1999 2:00 PM

NOV 15 1999

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

SAN FRANCISCO
PUBLIC LIBRARY

Regular Meeting

TOM AMMIANO, PRESIDENT

**ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE**

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday

1:00 PM

Wednesday

10:00 AM

1st and 3rd Tuesday

10:00 AM

2nd Tuesday

1:00 PM

2nd & 4th Thursday

1:00 PM

3rd Tuesday

1:00 PM

2nd & 4th Thursday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Tuesday

10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair, of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Michael Yaki, Leland Y. Yee.

Members Absent: Mabel Teng.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Katz, Teng - 2.

Quorum present.

Supervisor Katz was noted present at 2:15 p.m.

Supervisor Teng was excused. (See infra.)

Supervisor Teng Excused from Attendance

Supervisor Yee, seconded by Supervisor Yaki, moved to excuse Supervisor Teng from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

APPROVAL OF MEETING MINUTES

Supervisor Yee, seconded by Supervisor Yaki, moved to APPROVE the June 7 and June 14, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

Privilege of the Floor

Supervisor Yaki, seconded by Supervisor Yee, moved to suspend Rule 4.25 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

Introduction of Guests

Supervisor Ammiano introduced and welcomed Jeff Sheehy and Carol Stuart, gay community activists, who with Geoffrey Kors, helped write the City's landmark Equal Benefits Ordinance which requires companies doing business with the City to offer their workers with domestic partners that same benefits their married colleagues received.

Mr. Sheehy and Ms. Stuart wanted to recognize United Airlines for providing health benefits to domestic partners of their employees and to thank Supervisor Ammiano for his leadership and all members who supported the ordinance. They thanked the City Attorney's office for their participation, especially the work of Deputy City Attorney Dennis Aftergut.

CONSENT AGENDA

Recommendations of the Finance and Labor Committee

**991032 [Memorandum of Understanding-Local 798-Unit 1]
Mayor**

Ordinance adopting and implementing the provision of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO for Bargaining Unit I and the City and County of San Francisco for the period July 1, 1999 through June 30, 2001.

(Fiscal Impact)

Ordinance No. 224-99
FINALLY PASSED

**991033 [Memorandum of Understanding-Local 798, Unit 2]
Mayor**

Ordinance adopting and implementing the provisions of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO for Bargaining Unit 2 and the City and County of San Francisco for the period July 1, 1999 through June 30, 2001.

(Fiscal impact.)

Ordinance No. 225-99
FINALLY PASSED

Recommendation of the Housing and Social Policy Committee

- 991281 [To require the Fire Department and Department of Building Inspection to prepare the 1998 Interim Codes as Legislative Drafts]

Supervisor Teng

Ordinance amending Administrative Code by adding Section 67.33 to require the Fire Department and Department of Building Inspection to prepare the 1998 San Francisco Interim Codes as legislative drafts, specifying the basic organization, manner of annotation, the detail required, and the completion and public availability dates; while providing for the expiration of the effectiveness of Section 67.33.

(Adds Section 67.33.)

Ordinance No. 228-99

FINALLY PASSED

Recommendations of the Public Health and Environment Committee

- 991313 [Grant from the California Youth Authority to fund the Second Chance Tattoo Removal Program which is designed to serve high-risk youth in San Francisco]

Resolution authorizing the Department of Public Health, Community Health Network, to accept retroactively and expend grant funds in the amount of \$71,000 from the California Youth Authority for the Second Chance Tattoo Removal Program and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health)

Resolution No. 742-99

ADOPTED

Recommendation of the Rules Committee

- 991458 [Appointment]

Resolution appointing member to the Advisory Council to the Commission on Aging. (Rules Committee)

(Lee Jessor, nominee of Supervisor Becerril, Seat 9 for a new two year term ending March 31, 2001.)

Resolution No. 746-99

ADOPTED

Recommendations of Transportation and Land Use Committee**991283 [Stop Intersections]
Supervisor Yaki**

Resolution designating certain intersections as "Stop" intersections:

STOP SIGNS - ESTABLISH

23rd Avenue and Balboa, northeast and southwest corners, stopping Balboa Avenue (makes this an all-way STOP)

33rd Avenue and Anza Street, southeast and northwest corners, stopping 33rd Avenue (makes this an all-way STOP)

Resolution No. 739-99

ADOPTED

991387 [Federal Emergency Relief Funds for engineering and reconstruction of hillside to prevent further erosion and protect life, safety, and property at San Jose Avenue from Richland Avenue to Highland Avenue]

Resolution authorizing the Director of Public Works to accept retroactively and expend up to \$110,027 in federal Emergency Relief funds with required local matching funds of \$14,061 for engineering and reconstruction of the hillside for the protection of life, safety, and property at San Jose Avenue from Richland Avenue to Highland Avenue. (Department of Public Works)

Resolution No. 744-99

ADOPTED

991314 [Federal Grant for implementation of Phase 2 of the Integrated Transportation Management Plan focusing on streets affected by Pacific Bell Park, I-80 ramp project, Moscone Center, and areas North and South of Market Street]

Resolution authorizing the Executive Director of the Department of Parking and Traffic to retroactively apply for, accept, and expend up to \$2,655,000 in Federal Surface Transportation Management Program/Congestion Management and Air Quality Improvement Program (STP/CMAQ) grants with required local matching funds of \$345,000 and a waiver of indirect costs to implement the second phase of the San Francisco Integrated Transportation Management System (ITMS). (Department of Parking and Traffic)

Resolution No. 743-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Severed From Consent Agenda

991305 [Agreement with the University of California Institute of Health Policy Studies to evaluate the impact of drug abuse treatment on demand in San Francisco]

Supervisor Newsom

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to enter retroactively into a subcontract in the amount of \$87,864 with the University of California Institute of Health Policy Studies, the primary contractor, to support research activities to evaluate the impact of treatment on demand policies, which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Department of Public Health)

Supervisor Becerril requested this matter be severed so it could be acted on separately.

Resolution No. 741-99

SEVERED FROM CONSENT AGENDA.

Supervisor Leno, seconded by Supervisor Yaki, moved to excuse Supervisor Becerril, at her request, from voting on this item. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Supervisor Newsom requested to be added as co-sponsor.

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Excused: 1 - Becerril

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

991485 [Findings - 1880 Lombard Street]

Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 98.532C, which authorizes the demolition of a large fast food restaurant structure with surface parking, and the construction of a three-story mixed-use building containing 27 dwelling units (including three affordable units), 10,500 square feet of retail space (with no single retail use occupying more than 6,000 gross square feet), and 46 parking spaces (43 of the spaces in an underground garage), on a 16,500 square-foot lot in an NC-3 (Moderate-Scale Neighborhood Commercial) District and a 40-X Height and Bulk District, on property located at 1880 Lombard, Lot 12 in Assessor's Block 494. (Clerk of the Board)

(Companion measure to Files 991172, 991173, 991174, 991175, 991325.)

Motion No. M99-86

APPROVED by the following vote:

Ayes: 7 - Becerril, Bierman, Brown, Katz, Kaufman, Yaki, Yee

Noes: 3 - Ammiano, Leno, Newsom

Absent: 1 - Teng

Recommendation of the Housing and Social Policy Committee

990822 [Litter Removal and Ashtrays] Supervisors Teng, Bierman

Ordinance amending Public Works Code Sections 170, 173 and 174 to require places of employment to provide and maintain ashtrays for patrons and employees who smoke and specifying that accumulation of cigarette and cigar butts on the public right-of-way is prohibited.

(Amends Sections 170, 173 and 174.)

Ordinance No. 227-99

FINALLY PASSED by the following vote:

Ayes: 7 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Yaki

Noes: 3 - Leno, Newsom, Yee

Absent: 1 - Teng

Recommendation of the Public Utilities and Deregulation Committee

991386 [Community Aggregation of Electricity] Supervisors Ammiano, Bierman

Resolution urging the California Legislature to amend the State's electric deregulation law, Chapter 854 of 1996, Sections 366(A) and (B) to authorize San Francisco and any other California municipal corporation, upon a majority vote of its governing body or registered voters, to designate itself as the automatic aggregator of electricity on behalf of its residents and businesses, such that residents and businesses shall be automatically included in the jurisdiction's community aggregated electricity buyers' group, unless exercising a choice for the existing electrical corporation or another provider.

Supervisor Ammiano requested this matter be continued to August 16, 1999.

Supervisor Yaki, seconded by Supervisor Brown, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

From Committee of the Whole

990376 [Cable Television Franchise Amendments]

Ordinance amending Ordinance 105-64, as amended most recently by Ordinance No. 42-97, by amending Section 25 regarding grantee's rebuild of the San Francisco Cable System, by adding Sections 25.1 through 25.5 regarding grantee's obligations to provide open access to its cable modem platform, to limit rebuild rate increases, to provide cable modem service to libraries, to provide a subscriber benefit during the rebuild, and to construct the rebuilt system in compliance with federal, state and local requirements, by adding Section 32.12(e) regarding grantee's obligation to pay franchise fees on cable modem services by amending Section 24(a)(ii) regarding grantee's obligation to wire certain buildings, by amending Sections 27.1 through 27.3 regarding grantee's transfer of management and control of the public access station to the community television Corporation, by amending Section 30 regarding subscriber passthroughs, by amending Section 31(a) and definitions in Sections 32.10, and 32.18, and by adding Sections 31(i), 31(j), 32.22, 32.23, and 32.24 to further clarify grantee's obligations under the franchise. (Mayor)

(Companion measure to File 990375.)

Ordinance No. 226-99

FINALLY PASSED by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki

Noes: 2 - Ammiano, Yee

Absent: 1 - Teng

NEW BUSINESS

Recommendations of the Finance and Labor Committee

991303 [Increase in grant funds to continue services of the K-9 Explosives Detection Team Program for response to bomb threats at the Airport]

Resolution authorizing the Airport Commission to accept and expend a funding increase from \$708,000 to \$1,202,500 from the Federal Aviation Administration for the K-9 Explosives Detection Program; placing \$182,000 on reserve. (Airport Commission)

Resolution No. 740-99

Supervisor Yaki, seconded by Supervisor Yee, moved to excuse Supervisor Becerril, at her request, from voting on this item. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng
Excused: 1 - Becerril

991391 [Permitting non-city workers to perform work for the City, instead of City employees, because the non-city workers can perform the work at a lesser cost than City employees Shuttle Bus service at Airport]

Resolution approving the Controller's certification that Shuttle Bus Services for San Francisco International Airport's Long-Term Parking Lot and the employee Garage DD can practically be performed by private contractor at a lower cost than if work were performed by City and County employees at presently budgeted levels. (Airport Commission)

Resolution No. 745-99

Supervisor Yaki, seconded by Supervisor Yee, moved to excuse Supervisor Becerril, at her request, from voting on this item. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

ADOPTED by the following vote:

Ayes: 9 - Yaki, Yee, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom
Absent: 1 - Teng
Excused: 1 - Becerril

Recommendation of the Public Health and Environment Committee

**991246 [Integrated Pest Management Ordinance]
Mayor, Supervisor Newsom**

Ordinance amending Administrative Code (The Integrated Pest Management Ordinance) Sections 39.5 and 39.6 to transfer the duties of the Agricultural Commissioner to the Department of the Environment.

(Amends Sections 39.5 and 39.6.)

Supervisor Newsom requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

Recommendation of the Rules Committee

**991282 [Multilingual Candidate Names on Ballots]
Supervisor Yaki**

Ordinance amending Elections Code by adding Section 401 to require that candidates' names on the official ballot and any sample ballots also appear in Chinese characters.

(Adds Section 401.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

Recommendations of the Transportation and Land Use Committee

991277 [Parking Regulations on a portion of Brannan Street]

Ordinance amending Traffic Code by adding Section 32.6.26, regarding parking regulations on a portion of Brannan Street, north side, from 15 feet to 115 feet east of Boardman Place; and Brannan Street, north side, from 16 feet to 116 feet west of Boardman Place. (Department of Parking and Traffic)

(Adds Section 32.6.26.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

**990991 [Haight Street Alcohol Restricted Use Subdistrict]
Supervisor Bierman**

Ordinance amending Part II, Chapter II of the Planning Code by amending Sections 186.1, 719.40, 719.41, 719.42, 719.43, 719.44, and 710.40, and by adding Section 781.9, to create the Haight Street Alcohol Restricted Use Subdistrict (RUSD), prohibiting new establishments selling alcoholic beverages in the Haight Street Neighborhood Commercial District and in NC-1 Districts within 1/4 mile of the Haight Street Neighborhood Commercial District; and adding language to the NC-1 and Haight Street Neighborhood Commercial District Use Charts announcing this Restricted Use Subdistrict as a special provision for this Neighborhood Commercial District; and making a determination of consistency with the priority policies of Planning Code Section 101.1.

(Amends Sections 186.1, 719.40, 719.41, 719.42, 719.43, 719.44, and 710.40; adds Section 781.9.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

**990992 [Zoning Map Change - Haight Street Alcohol Restricted Use Subdistrict]
Supervisor Bierman**

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for the property currently zoned Haight Street Neighborhood Commercial Use District to add Haight Street Alcohol Restricted Use Subdistrict; and making findings pursuant to Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

PUBLIC COMMENT

*Supports live/work moratorium: Dick Millet; Brad Paul; Jake.
Robert O'Malley, living wage ordinance, drug policy;
Male speaker, quality of life problem, more portable public restroom;
Female worker, extend hours of shuttle to Laguna Honda Hospital, family services;
Lawrence Sooter, Muni, lowering of steps upon request;
Edmund, homeless shelter;
Support Rocky Mountain steel replacement rail ban: Eric Lerner; Howard Pacheco, Jan Pacheco.
Eula Walters, support Ferry Park.*

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

**991486 [Legislative Analyst Request]
Supervisor Teng**

Motion directing the Board of Supervisors Legislative Analyst to conduct a thorough research and policy analysis to determine the impacts of the code amendments to the Fire, Building, Electrical, Housing, Mechanical and Plumbing Codes recently adopted in Files 990716, 990788, 990790, 990792, 990794, and 990796.

APPROVED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Yaki, Yee

Absent: 2 - Kaufman, Teng

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

**991466 [Rocky Mountain Steel Replacement Rail]
Supervisors Ammiano, Bierman**

Resolution urging the Bay Area Rapid Transit District to refrain from purchasing rail for track replacement and repair from Rocky Mountain Steel Mills until the Rocky Mountain Steel labor dispute has been resolved.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 747-99

ADOPTED

**991467 [Indoor Air Quality in Schools]
Supervisors Becerril, Bierman, Brown, Katz, Newsom**

Resolution urging the school board of the San Francisco Unified School District to fully implement their indoor air quality management practices policy (policy number P3335) including allocating funds for adequate staff to replace and clean filters on a regular basis and to purchase high efficiency particulate arrestor (HEPA) vacuums.

Supervisors Bierman, Brown, Katz, Newsom requested to be added as co-sponsors.

Resolution No. 748-99

ADOPTED

**991468 [Community Development Block Grant and Home Programs]
Supervisors Becerril, Bierman, Katz**

Resolution urging the United States Congress to fully fund the Community Development Block Grant Home Programs at no less than \$5 billion for CDBG and \$1.8 billion for Home in fiscal year 2000.

Supervisors Bierman, Katz requested to be added as co-sponsors.

Resolution No. 749-99

ADOPTED

991469 [State Legislation, SB 6]**Supervisors Newsom, Bierman, Brown, Katz**

Resolution supporting Senate Bill 6, the Missing Persons Bulletin Bill (which will improve the response mechanism of local officials by requiring that local police and sheriff's departments broadcast a bulletin in its jurisdiction without delay if a missing person is under 16 years of age and by providing that the state shall reimburse costs incurred to counties).

Supervisors Bierman, Brown, Katz requested to be added as co-sponsors.

Resolution No. 750-99

ADOPTED

991470 [Memorial for Kevin Collins]**Supervisors Newsom, Bierman, Brown, Katz**

Resolution urging the Recreation and Parks Commission and the Friends of Recreation and Parks to work with the Kevin Collins Foundation in memorializing Kevin Collins.

Supervisors Bierman, Brown, Katz requested to be added as co-sponsors.

Resolution No. 751-99

ADOPTED

991471 [Commendation]**Supervisors Bierman, Kaufman, Teng, Brown, Katz, Leno, Becerril, Yaki**

Resolution commending Judge Dorothy von Beroldingen on the occasion of her retirement from the Municipal Court and thanking her for her many years of service to the people of San Francisco.

Resolution No. 752-99

ADOPTED

991472 [Commendation]**Supervisors Brown, Bierman, Katz**

Resolution commending the leadership of Atlanta Mayor, Mayor Bill Campbell, for defying the threat to end affirmative action.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 753-99

ADOPTED

991473 [Commendation]**Supervisors Leno, Newsom, Ammiano, Bierman, Katz, Yee, Kaufman, Teng, Yaki, Brown, Becerril**

Resolution commending the Board of Directors and volunteers of the Richmond/Ermet AIDS Foundation for their outstanding contributions in the fight against HIV and AIDS and proclaiming August 2, 1999 as "Help Is On The Way Day" in San Francisco.

Resolution No. 754-99

ADOPTED

- 991474 [Commendation]
Supervisors Leno, Ammiano, Bierman, Katz, Newsom

Resolution commending the Eureka Valley Promotion Association's exhibit at the Harvey Milk Branch Library.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 755-99

ADOPTED

- 991475 [Commendation]
Supervisors Leno, Yee

Resolution commending Rick Laska, Sean Love, and other volunteer employees from Certa ProPainters for donating their time, resources, and expertise to beautify the burned down Diamond Supermarket in Glen Park.

Resolution No. 756-99

ADOPTED

- 991476 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending Marcel Marceau and proclaiming July 26, 1999 as Marcel Marceau Day in San Francisco.

Supervisors Bierman, Katz, Newsom requested to be added as co-sponsors.

Resolution No. 757-99

ADOPTED

- 991477 [Commendation]
Supervisors Teng, Bierman

Resolution commending Norman Yee for his distinguished work, outstanding leadership and dedication to children and families, and declaring July 24, 1999, as "Yee Family Day" in San Francisco.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 758-99

ADOPTED

- 991483 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M99-84

APPROVED

991484 [Final Map, 2171 Mission Street, a 9 unit new condominium construction]

Motion approving final map of 2171 Mission Street, a Mixed/Use Condominium Project, being a subdivision of Lot 34 in Assessor's Block No. 3575, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPT Order No. 171,835.)

Motion No. M99-85

APPROVED

991487 [Final Map of Glen Court Subdivision at 1301 San Jose Avenue, a 26 lot subdivision]

Motion approving final map of Glen Court Subdivision, being a subdivision of Lot 1 in Assessor's Block No. 6724, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,836.)

Motion No. M99-87

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Yaki, Yee

Absent: 2 - Kaufman, Teng

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

991462 [Medical Marijuana]

Supervisors Leno, Ammiano, Bierman, Katz, Newsom

Ordinance amending Health Code Section 1009.22 which prohibits smoking, to allow smoking of medical marijuana in non-profit medical marijuana buyers clubs.

(Amends Article 19F, Section 1009.22.)

7/26/99, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 8/25/1999.

8/2/99, SUBSTITUTED. SUBSTITUTED by Supervisor Leno in Board, bearing new title.

8/2/99, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 8/25/1999.

**991502 [Reporting Requirements of City Construction Contractors]
Supervisors Leno, Ammiano, Katz, Bierman**

Ordinance amending Administrative Code Section 6.40 to require contractors for public works or improvement projects to provide data regarding their employment and personnel practices and the employment and personnel practices of their subcontractors, and to establish sanctions to be imposed on contractors for any failure to comply with these reporting requirements.

(Amends Section 6.40.)

8/2/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 9/1/1999.

**991503 [Declaring Contractors and Subcontractors Irresponsible Bidders]
Supervisors Leno, Ammiano, Katz, Bierman**

Ordinance amending Administrative Code Section 12B.2 to authorize the Director of the Human Rights Commission to declare contractors and subcontractors who violate the nondiscrimination provisions of city contracts as irresponsible bidders as to future contracts and property contracts, to impose sanctions on such contractors and subcontractors, and to make nonsubstantive clerical revisions.

(Amends Section 12B.2.)

8/2/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 9/1/1999.

Resolutions

**991504 [Treasure Island Development Authority Appointment]
Mayor**

Resolution approving the appointment of Ms. Susan Po-Rufino to the Board of Directors of the Treasure Island Development Authority.

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

**991500 [Commendation]
Supervisor Brown**

Resolution commending the life of Fannie Jo Peagler for over thirty-seven years of distinguished service with the San Francisco Unified School District.

8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991505 [Proposition 187 Agreement]
Supervisors Becerril, Katz, Bierman**

Resolution commending the Governor, Lieutenant Governor and all parties involved in reaching an agreement resolving the appeal of proposition 187.

8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991506 [State Legislation, AB 106 and SB 130, Requiring Firearm Safety Devices]
Supervisors Becerril, Katz, Bierman

Resolution urging the State Legislature to adopt Assembly Bill 106 and Senate Bill 130 requiring that all firearms sold, transferred or manufactured in the State be accompanied by a firearms safety device and a warning label and requiring the Attorney General to implement minimum standards for firearms safety devices.
8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991507 [State Legislation, SB 430, Local Code Enforcement Fees and Charges]
Supervisors Becerril, Katz

Resolution urging the State Legislature and Governor to approve Senate Bill 430 to assist local governments in collecting unpaid fees, costs or charges incurred in the enforcement of local ordinances by placing liens against property.
8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991508 [Community Reinvestment Act]
Supervisors Leno, Yaki, Katz, Becerril, Bierman, Newsom

Resolution urging the United States Congress to protect the integrity of the Community Reinvestment Act by rejecting Senate-passed provisions to weaken the Act.
8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991509 [State Legislation, SB 680, tax credit for donations of land to be used as open space]
Supervisors Newsom, Bierman, Katz

Resolution supporting SB 680, which would enact the California Land and Water Conservation Act of 1999, authorizing a tax credit donations of qualified property to be used as open space.
8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991510 [Commendation]
Supervisors Bierman, Katz, Leno, Becerril, Kaufman, Ammiano, Yaki, Brown, Newsom, Yee, Teng

Resolution honoring Angelo Quaranta for his great contributions to the City and County of San Francisco.
8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991511 [Commendation]

Supervisors Katz, Ammiano, Leno, Becerril, Kaufman, Bierman, Newsom

Resolution commending United Airlines for agreeing to comply with San Francisco's landmark equal benefits ordinance.

8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991512 [Proclamation]

Supervisors Katz, Bierman, Newsom, Kaufman, Brown, Teng, Ammiano, Leno, Becerril

Resolution proclaiming Saturday, August 28, 1999, John Handy Day in San Francisco.

8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991513 [Commendation]

Supervisors Katz, Yaki, Leno, Kaufman, Becerril, Bierman, Newsom

Resolution honoring Sharyn Saslafsky for her years of dedication and service and her passion for improving transportation for San Franciscans.

8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991514 [Proclamation]

Supervisor Yaki

Resolution declaring August 4, 1999 as Kim Marschner Day.

8/2/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**991402 [Ballot Argument, Access to Public Meetings and Records]**

Hearing to consider submitting ballot argument supporting or opposing ordinance on the November 2, 1999 ballot concerning access to public meetings and records initiative. (Clerk of the Board)

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

991403 [Ballot Argument, ATM Fees]

Hearing to consider submitting ballot argument supporting or opposing ordinance on the November 2, 1999 ballot concerning the ATM fees. (Clerk of the Board)

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

991404 [Ballot Argument, Central Freeway]

Hearing to consider submitting ballot argument supporting or opposing ordinance on the November 2, 1999 ballot concerning the Comprehensive Transportation Planning and Central Freeway Replacement Act of 1999. (Clerk of the Board)

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

991405 [Ballot Argument, Downtown Caltrain Station]

Hearing to consider submitting ballot argument supporting or opposing ordinance on the November 2, 1999 ballot concerning extension of Caltrain to a downtown station. (Clerk of the Board)

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

991406 [Ballot Arguments, Others]

Hearing to consider ballot measures which are received by the Director of Elections on August 2, 3 and 4 for placement on the November 2, 1999 ballot. (Clerk of the Board)

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

991515 [Status of Telecommunications Plan]

Supervisor Bierman

Hearing to consider the status of Telecommunications Plan prepared by the Department of Telecommunications and Information Services.

8/2/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

991516 [Outreach and Supportive Services to Homeless and At-Risk Communities]

Supervisors Katz, Becerril

Hearing to consider the effectiveness of outreach and supportive services, within the Department of Public Health and Department of Human Services, to the various homeless and at-risk communities.

8/2/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991517 [Public Administrator/Public Guardian's Office Performance Audit]

Supervisor Kaufman

Hearing to consider the results of the investigative and performance audit of the Public Administrator/Public Guardian's Office.

8/2/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. The Chair requests this item be calendared for the September meeting.

991518 [1999 Organized Halloween Celebrations]

Supervisors Leno, Ammiano, Katz

Hearing to consider the City and County of San Francisco's oversight of organized halloween celebrations for the weekend of October 29-31, 1999.

8/2/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991519 [Needle Exchange Through Private Pharmacies]
Supervisor Newsom**

Hearing to consider expanding needle exchange through private pharmacies.
8/2/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991520 [D.A.R.E. Program]
Supervisor Newsom**

Hearing to consider the effectiveness of the Drug Abuse Resistance Education program.
8/2/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991521 [Cable Television Franchise Application from RCN Telecom Services of California, Inc.]
Supervisor Ammiano**

Hearing to consider the Cable Television Franchise Application from RCN Telecom Services of California, Inc. to construct, operate or maintain a cable television system in the City and County of San Francisco.

(Filed July 30, 1999.)

7/30/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee. Application filed July 30, 1999 by RCN Telecom Services of California, Inc.

Motions

**991397 [Ballot Argument, Bond Measure, Laguna Honda Hospital]
Supervisor Ammiano**

Motion authorizing proponent's ballot argument in favor of Proposition A, a bond measure regarding Laguna Honda Hospital.

8/2/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991398 [Ballot Argument, Performance Measures for the Municipal Railway; Create a Municipal
Transportation Agency to operate Municipal Railway and the Department of Parking and Traffic]
Supervisors Newsom, Ammiano, Yaki, Kaufman, Katz, Becerril, Leno, Teng**

Motion authorizing proponent's ballot argument in favor of Proposition F, a charter amendment regarding Municipal Railway.

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

- 991399 [Ballot Argument, Yerba Buena and Treasure Island district boundaries- Sixth and Eleventh Supervisorial Districts]
Supervisor Ammiano**

Motion authorizing proponent's ballot argument in favor of Proposition C, a charter amendment regarding district boundaries of the Sixth and Eleventh Districts.

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

- 991400 [Ballot Argument, Catastrophically-ill Sick Leave and Vacation Credit Transfer to other City employees for use as family leave]
Supervisors Ammiano, Katz, Bierman**

Motion authorizing proponent's ballot argument in favor of Proposition D, a charter amendment regarding catastrophic sick leave program.

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

- 991401 [Ballot Argument, Retirement Benefits for Safety Employees Who Transferred Membership in 1980]
Supervisors Katz, Yaki, Ammiano, Bierman, Leno, Becerril, Teng, Newsom, Kaufman, Brown, Yee**

Motion authorizing proponent's ballot argument in favor of Proposition B, a charter amendment regarding retirement benefits, safety employees.

8/2/99, RECEIVED AND ASSIGNED to Rules Committee.

- 991497 [Legislative Analyst Request]
Supervisor Brown**

Motion directing the Board of Supervisors Legislative Analyst to review and compare the proposed ordinance amending Administrative Code by adding Chapter 12.P, Sections 12.P.1 through 12.P.11, inclusive, concerning preferences in the award of city contracts for contractors that provide certain benefits or certain monetary supplements to employees and to employees' spouses and domestic partners, to Chapter 12D, Minority/Women/Local Business Utilization Ordinance, III to ensure that the preferences created by the former do not undermine the goals of the latter.

8/2/99, ASSIGNED to Board of Supervisors. Scheduled August 9, 1999 for Board Consideration.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES**

- 991490 [MOU Amendment No. 1, Teamsters Local 856 Supervising Nurses full retirement contribution]**
Ordinance adopting and implementing the provisions of the amendment to the Memorandum of Understanding between Teamsters, Local 856 and the City and County of San Francisco for Supervising Nurses for the period July 1, 1998 through June 30, 2001 providing that all covered employees be placed into full retirement contribution status effective July 1, 1998 following approval of this ordinance. (Department of Human Resources)

(Fiscal impact.)

7/28/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991491 [MOU Amendment No. 1, SEIU, Local 790 Staff and Per Diem Nurses full retirement contribution]**
Ordinance adopting and implementing the provisions of the amendment to the Memorandum of Understanding between SEIU, Local 790 and the City and County of San Francisco for Staff Nurse and Per Diem Nurses for the period July 1, 1997 through June 30, 2000 providing that all covered employees be placed into full retirement contribution status effective July 1, 1998 following approval of this ordinance. (Department of Human Resources)

(Fiscal impact.)

7/28/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS

- 991456 [FEMA Grant for improvement of Fire Station No. 35 and Fireboat Headquarters at Pier 22-1/2 to strengthen these structures for future hazards due to major earthquake]**
Resolution authorizing the Department of Public Works to accept and expend a Hazard Mitigation Grant of \$1,351,552 from the Governor's Office of Emergency Services (OES) on behalf of the Federal Emergency Management Agency Program with required matching funds of \$1,351,552 for a seismic improvement project; waiving indirect costs. (Department of Public Works)
7/22/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

- 991459 [Federal grant totaling \$24,207.25 to be used for restoration, erosion control, and trail improvement at McLaren Park, Lake Merced and Twin Peaks.]**
Resolution authorizing the Recreation and Park Department to accept and expend a \$7,241.25 grant for wildlife habitat improvement on Twin Peaks Trail, a \$9,795 grant for wildlife habitat improvement at Lake Merced, and a \$7,171 grant for wildlife habitat improvement for the pond at McLaren Park. (Recreation and Parks Department)
7/27/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

- 991460** [State grant funds to be used for trail improvement, erosion control and restoration to be performed by S.F. Conservation Corps on contractual basis]
Resolution authorizing the Recreation and Park Department to accept and expend a \$82,196 grant for the rehabilitation of the Twin Peaks Trail from the State of California Recreational Trails Program. (Recreation and Parks Department)
7/27/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.
- 991488** [Permitting non-city workers (Polaries Research & Development, Inc.) to continue performing information booth services at S. F. International Airport because non-city workers can perform work at a lesser cost than City employees.]
Resolution approving the Controller's certification that Airport information booth services at San Francisco International Airport can be practically performed by a private contractor at a lower cost than if work were performed by City employees at presently budgeted levels. (Airport Commission)
7/28/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991489** [1999 Asian Art Museum Bond Sale - Issuance of the second and final series of bonds out of the total \$41,730,000 approved by the voters on November 8, 1994]
Resolution authorizing and directing the sale of not to exceed \$16,730,000 City and County of San Francisco General Obligation Bonds (Asian Art Museum Relocation Project) Series 1999D; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of funds related thereto; approving the forms of official notice of sale of Bonds and notice of intention to sell Bonds; directing the publication of the notice of sale and notice of intention to sell bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)
7/28/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991492** [1999 Refugee County Plan - Funds are allocated each year by the federal Office of Refugee Settlement, administered by PIC for services and assistance to refugees]
Resolution approving the San Francisco Federal Fiscal Year 1999 Refugee County Plan and authorizing the Private Industry Council of San Francisco, Inc. to accept and expend approximately \$1,170,012 of Federal refugee funds in line with the Refugee County Plan. (Private Industry Council)
7/28/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991493** [Garbage Liens - Department of Public Health]
Resolution confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Department of Public Health)
7/28/99, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 23, 1999, at 3:00 p.m.

Requests Granted

By Supervisor Brown, that letter of inquiry be sent to the General Manager, Public Utilities, requesting the following information be provided within five working days of the receipt of this inquiry: What is the total number of watershed properties the City and County of San Francisco owns, the location of such property, the estimated rental and market value of such properties, the chain of title for each of the aforementioned properties, as well as the Public Utilities Commission's rules and/or regulations presently governing chain of title to such properties.

By Supervisor Newsom, that letter be sent to the City Attorney requesting legislation be drafted to expand the City Housing Code violation of nuisance to include specific standards for mold and mildew.

By Supervisor Newsom, that letter be sent to the City Attorney requesting legislation be drafted which would require that gasoline wholesalers that are granted a variance to the 1996 Clean Air Act by the California Air Resources Board to sell gasoline that does not meet the stringent air standards of California be required to provide signage in English, Spanish and Chinese that is at least 8 ½ by 11 inches informing the consumer that they are purchasing gasoline that is harmful to the environment and not in compliance with the 1996 Clean Air Act and the signage must be posted in a visible location at the gas pump. If the retailer is a owned subsidiary of the wholesaler then this ordinance shall apply to the wholesaler.

By Supervisor Newsom, that letter be sent to the Presidio Trust, attention Jane Blackstone and Craig Middleton, to inquire whether it would be possible to accommodate the Sacred Heart Cathedral in finding access to an alternative athletic field, given the fact that the field they have been using, Paul Goode Field, will be leased for exclusive use to another coalition of schools and whether the Trust could modify the three-year lease to one year so that Sacred Heart will have another chance to bid in June 2000. A copy of this letter should be sent to the Sacred Heart Cathedral Preparatory College.

By Supervisors Newsom, Bierman, that letter be sent to the Director of Public Works to inquire whether the Department can move the trash bins out of the street in the Hunters Point/Bayview area, particularly around the intersections of Baldwin and Oakdale Streets and on the hillside above that area.

By Supervisors Yaki, Becerril that letter be sent to the City Attorney requesting legislation be drafted which would require disclosure of felony convictions of future appointees to San Francisco Board or Commissions who make decisions which directly confer or have a direct impact on economic benefits to private parties.

By Supervisors Yaki, Ammiano, that letter be sent to the City Attorney and the Human Rights Commission requesting a briefing, in closed session if necessary, to determine exactly what is going on with the FBI investigation into the procedures at the Human Rights Commission which led to the federal agency's shutdown of the HRC office in San Francisco.

By Supervisor Ammiano, that letter be sent to the Director, Department of Telecommunications and Information Services to review and prepare a report and the necessary legislation on the attached application from RCN Telecom Services of California, Inc. for a franchise to construct, operate or maintain a cable television system in the City and County and to report back to the Board within 30 days. File 991251.

By Supervisor Ammiano, that letter be sent to the Telecommunications Commission (formerly Cable Television Task Force) requesting they schedule and hold a hearing to evaluate the application from RCN Telecom Services of California, Inc. for a franchise to construct, operate or maintain a cable television system in the City and County of San Francisco and report back to the Board of Supervisors within 60 days. File 991251.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Sara Heller (By the entire Board)

Judith Gage Whitaker (Supervisor Bierman)

William Harrison (Supervisor Katz)

Pedro Celaya (By the entire Board"

ADJOURNMENT

There being no further business, the Board at the hour of 3:38 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 13, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Monday, August 9, 1999 2:00 PM

NOV 15 1999

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

SAN FRANCISCO
PUBLIC LIBRARY

Regular Meeting

TOM AMMIANO, PRESIDENT

**ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE**

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday

1:00 PM

Wednesday

10:00 AM

1st and 3rd Tuesday

10:00 AM

2nd Tuesday

1:00 PM

2nd & 4th Thursday

1:00 PM

3rd Tuesday

1:00 PM

2nd & 4th Thursday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Tuesday

10:00 AM

First-named Supervisor is Chair. Second-named Supervisor is Vice-Chair. of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Michael Yaki, Leland Y. Yee.

Members Absent: Mabel Teng.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Becerril, Katz, Teng - 3.

Quorum present.

Supervisor Becerril was noted present at 2:08 p.m.

Supervisor Katz was noted present at 2:24 p.m.

Supervisor Teng was excused. (See infra.)

Supervisor Teng Excused from Attendance

Supervisor Kaufman, seconded by Supervisor Yaki, moved to excuse Supervisor Teng from attending today's meeting. The motion carried by the following vote:

Ayes: 8 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 3 - Becerril, Katz, Teng

APPROVAL OF MEETING MINUTES

Supervisor Leno, seconded by Supervisor Kaufman, moved to APPROVE the June 21, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Katz, Teng

SPECIAL ORDER 2:00 P.M.**COMMITTEE REPORTS****Recommendations of Rules Committee**

- 991398]Ballot Argument, Performance Measures for the Municipal Railway; Create a Municipal Transportation Agency to operate Municipal Railway and the Department of Parking and Traffic]**
Supervisors Newsom, Ammiano, Yaki, Kaufman, Katz, Becerril, Leno, Teng

Motion authorizing proponent's ballot argument in favor of Proposition E, a charter amendment regarding Municipal Railway.

Motion No. M99-88

APPROVED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Katz, Teng

- 991401]Ballot Argument, Retirement Benefits for Safety Employees Who Transferred Membership in 1980]**
Supervisors Katz, Yaki, Ammiano, Bierman, Leno, Becerril, Teng, Newsom, Kaufman, Brown, Yee

Motion authorizing proponent's ballot argument in favor of Proposition B, a charter amendment regarding retirement benefits, safety employees.

Motion No. M99-91

APPROVED by the following vote:

Ayes: 9 - Leno, Newsom, Yaki, Yee, Ammiano, Becerril, Bierman, Brown, Kaufman

Absent: 2 - Teng, Katz

- 991399]Ballot Argument, Yerba Buena and Treasure Island district boundaries- Sixth and Eleventh Supervisorial Districts]**
Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition C, a charter amendment regarding district boundaries of the Sixth and Eleventh Districts.

Motion No. M99-89

APPROVED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Katz, Teng

- 991400 [Ballot Argument, Catastrophically-ill Sick Leave and Vacation Credit Transfer to other City employees for use as family leave]
Supervisors Ammiano, Katz, Bierman, Leno

Motion authorizing proponent's ballot argument in favor of Proposition D, a charter amendment regarding catastrophic sick leave program.

Motion No. M99-90

APPROVED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Katz, Teng

CONSENT AGENDA

Recommendation of the Public Health and Environment Committee

- 991246 [Integrated Pest Management Ordinance]
Mayor, Supervisor Newsom

Ordinance amending Administrative Code (The Integrated Pest Management Ordinance) Sections 39.5 and 39.6 to transfer the duties of the Agricultural Commissioner to the Department of the Environment.

(Amends Sections 39.5 and 39.6.)

Ordinance No. 231-99

FINALLY PASSED

Recommendation of Rules Committee

- 991282 [Multilingual Candidate Names on Ballots]
Supervisor Yaki

Ordinance amending Elections Code by adding Section 401 to require that candidates' names on the official ballot and any sample ballots also appear in Chinese characters.

(Adds Section 401.)

Ordinance No. 233-99

FINALLY PASSED

Recommendations of the Transportation and Land Use Committee**990991 [Haight Street Alcohol Restricted Use Subdistrict]
Supervisor Bierman**

Ordinance amending Part II, Chapter II of the Planning Code by amending Sections 186.1, 719.40, 719.41, 719.42, 719.43, 719.44, and 710.40, and by adding Section 781.9, to create the Haight Street Alcohol Restricted Use Subdistrict (RUSD), prohibiting new establishments selling alcoholic beverages in the Haight Street Neighborhood Commercial District and in NC-1 Districts within 1/4 mile of the Haight Street Neighborhood Commercial District; and adding language to the NC-1 and Haight Street Neighborhood Commercial District Use Charts announcing this Restricted Use Subdistrict as a special provision for this Neighborhood Commercial District; and making a determination of consistency with the priority policies of Planning Code Section 101.1.

(Amends Sections 186.1, 719.40, 719.41, 719.42, 719.43, 719.44, and 710.40; adds Section 781.9.)

Ordinance No. 229-99

FINALLY PASSED

**990992 [Zoning Map Change - Haight Street Alcohol Restricted Use Subdistrict]
Supervisor Bierman**

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for the property currently zoned Haight Street Neighborhood Commercial Use District to add Haight Street Alcohol Restricted Use Subdistrict; and making findings pursuant to Planning Code Section 101.1.

Ordinance No. 230-99

FINALLY PASSED

991277 [Parking Regulations on a portion of Brannan Street]

Ordinance amending Traffic Code by adding Section 32.6.26, regarding parking regulations on a portion of Brannan Street, north side, from 15 feet to 115 feet east of Boardman Place; and Brannan Street, north side, from 16 feet to 116 feet west of Boardman Place. (Department of Parking and Traffic)

(Adds Section 32.6.26.)

Ordinance No. 232-99

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Katz, Teng

REGULAR AGENDA

UNFINISHED BUSINESS

Called from Transportation and Land Use Committee by Supervisor Bierman

**990998 [Zoning - Live/Work Moratorium: Imposing Interim Zoning Controls]
Supervisors Bierman, Ammiano**

Resolution imposing Interim Zoning Controls to prohibit construction of new Live/Work Developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, for a six (6) month period, and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Supervisor Yaki, seconded by Supervisor Becerril, moved to excuse Supervisor Newsom from voting, at his request, on this item. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 2 - Katz, Teng

Supervisor Bierman requested this matter be continued to August 23, 1999.

Supervisor Bierman, seconded by Supervisor Katz, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Bierman, Katz, Leno, Yee
Noes: 4 - Becerril, Brown, Kaufman, Yaki
Absent: 1 - Teng
Excused: 1 - Newsom

NEW BUSINESS

Recommendation of the Audit and Government Efficiency Committee

- 991156 [Settlement: University of California to vacate its office/classroom space in building to be demolished for expansion of Moscone Convention Center in exchange the City will pay UC for training classes for City employees.]

Supervisor Newsom

Ordinance authorizing settlement of litigation of City and County of San Francisco against the Regents of the University of California for \$880,000 payable to University of California for training City employees. (City Attorney)

(CCSF v. WCB More II Limited Partnership, et al.
S.F. Superior Court No. 997-764.)

Supervisor Katz, seconded by Supervisor Leno, moved to excuse Supervisor Becerril from voting, at her request, on this item. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

Supervisor Newsom requested to be added as co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng
Excused: 1 - Becerril

Recommendations of the Finance and Labor Committee

- 991389 [Amending the Health Code to establish patient rates for services, effective July 1, 1999]

Ordinance amending Health Code by amending Section 128 to fix patient rates for services furnished by Department of Public Health, retroactively to July 1, 1999.

(Amends Section 128)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

- 991423 [Accepting gift donation of construction management services valued at \$150,000 for the construction of the Airport Library, Archive and Museum that will be located at the new S.F. International Airport]
Resolution accepting a gift from Parsons Infrastructure and Technology Group Inc. for construction management services related to the construction of the Airports Aviation Library, Archive and Museum.
(Airport Commission)

Resolution No. 759-99

Supervisor Yaki, seconded by Supervisor Yee, moved to excuse Supervisor Becerril from voting, at her request, on this item. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng
Excused: 1 - Becerril

- 991452 [Lease: Property owned by Herbst Foundation at 30 Van Ness Avenue for S.F. Police Department Exam Unit, for a term of 5 years at a monthly rental rate of \$2,865.50.]
Resolution authorizing a lease at 30 Van Ness Avenue for the San Francisco Police Department. (Real Estate Department)

Resolution No. 760-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

From Housing and Social Policy Committee Without Recommendation**990168 [Rent Ordinance]****Supervisors Leno, Bierman**

Ordinance amending Administrative Code (Residential Rent Stabilization and Arbitration Ordinance) by amending the definition of "Housing Services" in Section 37.2(g) to include rights permitted the tenant by agreement, including the right to have a specific number of occupants in a unit, whether express or implied, and whether or not the agreement prohibits subletting or assignment; and by amending Section 37.9(a)(2) to provide that, notwithstanding any lease provision to the contrary, the landlord shall not endeavor to recover possession of the rental unit as a result of subletting by the tenant if the landlord has unreasonably withheld the right to sublet, so long as the tenant continues to reside in the unit and the sublet constitutes a one-for-one replacement of the departing tenant(s).

(Amends Sections 37.2(g) and 37.9(a)(2).)

Supervisor Yaki, seconded by Supervisor Leno, moved to excuse Supervisors Newsom, Kaufman, Yee from voting, at their requests, on this item. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Supervisor Leno, seconded by Supervisor Brown, moved to excuse Supervisor Katz from voting, at her request, on this item. The motion carried by the following vote:

Ayes: 7 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Yaki

Absent: 1 - Teng

Excused: 3 - Kaufman, Newsom, Yee

Supervisor Becerril moved to amend page 18 by adding a "Section 3." as follows: "Section 3. It is the intent of the Board of Supervisors that the provisions as modified from time to time of Residential Rent Stabilization and Arbitration Board Rules and Regulations Section 6.15(c) regarding consent procedures in subletting also substantially apply to this legislation, and that the Rent Board amend its Rules and Regulations as necessary to so provide."

Supervisor Becerril, seconded by Supervisor Leno, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 6 - Ammiano, Becerril, Bierman, Brown, Leno, Yaki

Absent: 1 - Teng

Excused: 4 - Katz, Kaufman, Newsom, Yee

Supervisor Becerril moved to amend the definition so it applies to all landlords and their original tenants. (Failed)

Supervisor Becerril, seconded by Supervisor Yaki, moved that this Ordinance be AMENDED. The motion FAILED by the following vote:

Ayes: 2 - Becerril, Yaki
Noes: 4 - Ammiano, Bierman, Brown, Leno
Absent: 1 - Teng
Excused: 4 - Katz, Kaufman, Newsom, Yee

Supervisor Yaki moved to amend Section 37.2(g) on page 4, line 11, to exempt owner-occupied building containing a total of three or fewer rental units (see file for complete text of the amendment). (Failed)

Supervisor Yaki, seconded by Supervisor Becerril, moved that this Ordinance be AMENDED. The motion FAILED by the following vote:

Ayes: 3 - Becerril, Brown, Yaki
Noes: 3 - Ammiano, Bierman, Leno
Absent: 1 - Teng
Excused: 4 - Katz, Kaufman, Newsom, Yee

Ordinance amending Administrative Code (Residential Rent Stabilization and Arbitration Ordinance) by amending the definition of "Housing Services" in Section 37.2(g) to include rights permitted the tenant by agreement, including the right to have a specific number of occupants in a unit, whether express or implied, and whether or not the agreement prohibits subletting or assignment; and by amending Section 37.9(a)(2) to provide that, notwithstanding any lease provision to the contrary, the landlord shall not endeavor to recover possession of the rental unit as a result of subletting by the tenant if the landlord has unreasonably withheld the right to sublet following written notice from the tenant, so long as the tenant continues to reside in the unit and the sublet constitutes a one-for-one replacement of the departing tenant(s); and expressing the Board of Supervisors intent that rent board rules and regulations regarding subletting consent procedures be substantially applied to this legislation.

(Amends Sections 37.2(g) and 37.9(a)(2).)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 6 - Ammiano, Becerril, Bierman, Brown, Leno, Yaki
Absent: 1 - Teng
Excused: 4 - Katz, Kaufman, Newsom, Yee

991147 **[Cart Anti-Removal Program]**
Supervisor Brown

Ordinance amending Public Works Code by adding Article 24 Sections 1400-1406, requiring permanently affixed signs on carts and requiring businesses to develop and implement a cart anti-removal program.

(Adds Article 24 Sections 1400-1406.)

Supervisor Brown requested this matter be re-referred to committee.

Supervisor Brown, seconded by Supervisor Yaki, moved that this Ordinance be RE-REFERRED to the Housing and Social Policy Committee. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Katz, Teng

PUBLIC COMMENT

Edward Evans, regular inspection of sub sidewalk basements, all board meetings have closed caption on Channel 54, perfume definition;

Eula Walters, transfer Ferry Park to Recreation and Park Department;

Robert O'Malley, support living wage ordinance, business tax collections;

Jakkee Bryson, weekly Episcopal Sanctuary shelter hell report on mold, food expiration date;

Leboriae P. Smoore, against police brutality, felony laws;

Worldwind Dreamer, Mayor's race, corruption in politics;

Louise Vaughn, right to speak out, corruption in politics, accountability, live/work ordinance;

Abdalla Megahed, Mission Rock Shelter, housing for homeless;

Male speaker, supports FBI investigations;

Annie, housing;

Male speakers, living wage ordinance;

Gilbert Criswell, lack of police response to District 6 public inquires, community center funding.

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

991497 |Legislative Analyst Request|
Supervisor Brown

Motion directing the Board of Supervisors Legislative Analyst to review and compare the proposed ordinance amending Administrative Code by adding Chapter 12.P, Sections 12.P.1 through 12.P.11, inclusive, concerning preferences in the award of city contracts for contractors that provide certain benefits or certain monetary supplements to employees and to employees' spouses and domestic partners, to Chapter 12D, Minority/Women/Local Business Utilization Ordinance, III to ensure that the preferences created by the former do not undermine the goals of the latter.

Supervisor Ammiano requested this item be continued to August 16, 1999.

President Ammiano, seconded by Supervisor Bierman, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

The President resumed the Chair.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

991500 |Commendation|
Supervisor Brown

Resolution commending the life of Fannie Jo Peagler for over thirty-seven years of distinguished service with the San Francisco Unified School District.

Resolution No. 761-99

ADOPTED

991505 |Proposition 187 Agreement|
Supervisors Becerril, Katz, Bierman

Resolution commending the Governor, Lieutenant Governor and all parties involved in reaching an agreement resolving the appeal of proposition 187.

Resolution No. 762-99

ADOPTED

991506 |State Legislation, AB 106 and SB 130, Requiring Firearm Safety Devices|
Supervisors Becerril, Katz, Bierman

Resolution urging the State Legislature to adopt Assembly Bill 106 and Senate Bill 130 requiring that all firearms sold, transferred or manufactured in the State be accompanied by a firearms safety device and a warning label and requiring the Attorney General to implement minimum standards for firearms safety devices.

Resolution No. 763-99

ADOPTED

991507 [State Legislation, SB 430, Local Code Enforcement Fees and Charges]
Supervisors Becerril, Katz

Resolution urging the State Legislature and Governor to approve Senate Bill 430 to assist local governments in collecting unpaid fees, costs or charges incurred in the enforcement of local ordinances by placing liens against property.

Resolution No. 764-99

ADOPTED

991508 [Community Reinvestment Act]
Supervisors Leno, Yaki, Katz, Becerril, Bierman, Newsom

Resolution urging the United States Congress to protect the integrity of the Community Reinvestment Act by rejecting Senate-passed provisions to weaken the Act.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 765-99

ADOPTED

991509 [State Legislation, SB 680, tax credit for donations of land to be used as open space]
Supervisors Newsom, Bierman, Katz

Resolution supporting SB 680, which would enact the California Land and Water Conservation Act of 1999, authorizing a tax credit donations of qualified property to be used as open space.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 766-99

ADOPTED

991510 [Commendation]
Supervisors Bierman, Katz, Leno, Becerril, Kaufman, Ammiano, Yaki, Brown, Newsom, Yee, Teng

Resolution honoring Angelo Quaranta for his great contributions to the City and County of San Francisco.

Resolution No. 767-99

ADOPTED

991511 [Commendation]
Supervisors Katz, Ammiano, Leno, Becerril, Kaufman, Bierman, Newsom

Resolution commending United Airlines for agreeing to comply with San Francisco's landmark equal benefits ordinance.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 768-99

ADOPTED

991512 [Proclamation]

Supervisors Katz, Bierman, Newsom, Kaufman, Brown, Teng, Ammiano, Leno, Becerril

Resolution proclaiming Saturday, August 28, 1999, John Handy Day in San Francisco.

Resolution No. 769-99

ADOPTED

991513 [Commendation]

Supervisors Katz, Yaki, Leno, Kaufman, Becerril, Bierman, Newsom

Resolution honoring Sharyn Saslafsky for her years of dedication and service and her passion for improving transportation for San Franciscans.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 770-99

ADOPTED

991514 [Proclamation]

Supervisor Yaki

Resolution declaring August 4, 1999 as Kim Marschner Day.

Resolution No. 771-99

ADOPTED

991529 [Final Map of 2198 Fell Street, a 6 unit new condominium project]

Motion approving final map of 2198 Fell Street, a Residential Condominium Project, being a subdivision of Lot 15, Assessor's Block No. 1213, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,847.)

Motion No. M99-92

APPROVED

991535 [Final Map of Fillmore Court at 2295-2299 Bush Street and 1880-1888 Steiner Street, a 39 unit commercial and residential condominium project]

Motion approving final map of Fillmore Court, 2295-2299 Bush Street and 1880-1888 Steiner Street, a Commercial and Residential Condominium Project, being a subdivision of Lot 30 in Assessor's Block No. 678, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,849.)

Motion No. M99-93

APPROVED

991536 [Final Map of 388 Townsend Street, a 20 unit live/work condominium project]

Motion approving final map of 388 Townsend Street, a Live/Work Condominium Project, being a subdivision of Lot 40 in Assessor's Block No. 3786, and adopting findings pursuant to Planning Code Section 101.1.
(Department of Public Works)

(DPW Order No. 171,850.)

Motion No. M99-94

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

991317 [Prompt Review of Fixed Pedestal Permit Denials]

Supervisor Kaufman

Ordinance amending the Public Works Code by amending Section 184.12, regulating the placement and maintenance of newsracks on public sidewalks, streets and rights-of-way, to provide for prompt administrative and judicial review of decisions to grant, deny or revoke fixed pedestal permits, to clarify the grounds and procedures to grant, deny or revoke fixed pedestal permits, to clarify that free-standing newsracks may continue to be placed on public sidewalks, streets and rights-of-way in areas of the city that are not within fixed pedestal zones and that publications may continue to be distributed by other authorized means within fixed pedestal zones, and to make other miscellaneous technical revisions.

(Amends Section 184.12.)

7/6/99, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 8/5/1999.

8/3/99, TRANSFERRED to Finance and Labor Committee.

8/9/99, CALLED FROM COMMITTEE to Board of Supervisors. Pursuant to Rule 5.34, Supervisor Kaufman called this measure from the Finance and Labor Committee.

Pursuant to Rule 5.34, Supervisor Kaufman called this measure from the Finance and Labor Committee.

CALLED FROM COMMITTEE to the Board of Supervisors.

Supervisor Kaufman, seconded by Supervisor Brown, moved that the Board of Supervisors sit as a Committee of the Whole on August 16, 1999 at 7:00 p.m. at Balboa High School to consider the above matter. The motion carried by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki

Noes: 2 - Ammiano, Yee

Absent: 1 - Teng

**991543 [Create Underground District No. 351]
Supervisor Bierman**

Ordinance creating Underground District No. 351 on 25th Street from Guerrero Street to Church Street.
8/9/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991544 [Amend Underground District No. 331]
Supervisor Bierman**

Ordinance amending Ordinance No. 103-98 to redefine Underground District No. 331 in the Texas and 19th Street area by adding certain property thereto.

8/9/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991545 [Administrative Code Revision - Chapter 9A]
Supervisor Kaufman**

Ordinance amending Administrative Code Sections 9A.1 through 9A.15 and 9A.17 through 9A.20 and by repealing Section 9A.16, regarding Farmers' Market.

(Amends Sections 9A.1 through 9A.15, 9A.17 through 9A.20; repeals Section 9A.16.)

8/9/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

**991546 [Administrative Code Revision - Chapter 9B]
Supervisor Kaufman**

Ordinance amending Administrative Code Sections 9B.1, 9B.4, 9B.5, 9B.6, 9B.7, and 9B.8, regarding the Flea Market.

(Amends Sections 9B.1, 9B.4, 9B.5, 9B.6, 9B.7, and 9B.8.)

8/9/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

**991547 [Administrative Code Revision - Chapter 10D]
Supervisor Kaufman**

Ordinance amending Administrative Code by repealing Sections 10D.1 through 10D.6, regarding reparations for Japanese-American City employees forcibly relocated during World War II.

(Repeals Sections 10D.1 through 10D.6.)

8/9/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

**991548 [Administrative Code Revision - Chapter 10E]
Supervisor Kaufman**

Ordinance amending Administrative Code Sections 10E.1 through 10E.4, regarding monitoring the Downtown Plan.

(Repeals Sections 10E.1 through 10E.4.)

8/9/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

**991549 [Administrative Code Revision - Chapter 12]
Supervisor Kaufman**

Ordinance amending Administrative Code by repealing Sections 12.3, 12.4, 12.5, 12.6, and 12.7 regarding City oversight of accounting, budgetary, and reporting procedures at the Housing Authority.

(Repeals Sections 12.3, 12.4, 12.5, 12.6, and 12.7.)

8/9/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

Resolutions

**991550 [Use of the Public Access Channel]
Supervisor Bierman**

Resolution designating the public access channel for exclusive public access use; directing the cable operator to remove the California Channel (State Legislature) and the Kaleidoscope Channel (commercial programming directed to the disabled community) from the public access channel effective September 1, 1999; and urging the Department of Telecommunications and Information Services (DTIS) to work with the cable operator to schedule California Channel programming on the government cable access Channel 54 or another channel on the cable system.

8/9/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

**991551 [Zoning - Live/Work Standards]
Supervisor Katz**

Resolution urging the Planning Commission and Planning Department to impose development standards, conditions and exactions on new live/work development projects similar to the development standards, conditions and exactions on residential development projects and to develop Planning Code amendments for consideration by the Board of Supervisors redefining live/work units as loft-style residential units with development standards, conditions and exactions similar to those for other types of residential development. 8/9/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991552 [San Francisco Chronicle Sale]
Supervisor Yaki**

Resolution urging the Justice Department to require a bona fide offer for the purchase of the Examiner be premised upon the buyer providing competitive daily circulation and further urging that the Hearst Corporation comply with the job rights, classifications, contracts, and protections of all Chronicle and Examiner employees.

8/9/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991553 [Weekly Chinatown Night Market Pilot Project on Grant Avenue, between Washington and Broadway, to begin September between the hours of six and ten]
Supervisor Becerril**

Resolution establishing a weekly Chinatown Night Market Pilot project.

8/9/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991554 [Excavation Fund Expenditures To Pay For All Costs Associated With The City's Regulation Of Excavation]
Supervisor Katz**

Resolution ratifying excavation fund expenditures made by the Department of Public Works prior to clarifying additions made in 1998 to the Administrative Code.

8/9/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991555 [State Legislation, SB 644, Homeless Adult Education Program Funding]
Supervisors Kaufman, Newsom**

Resolution supporting SB 644 (Chesbro), which provides \$1,050,000 in funding for the Adult Education for the Homeless consortium, including \$100,000 for the San Francisco Episcopal Community Services Skills Center.

8/9/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991556 [San Francisco Bay-Delta Estuaries]
Supervisors Ammiano, Bierman**

Resolution identifying and endorsing the essential elements that must be incorporated into future policies and programs undertaken by the joint Federal and State program known as "Cal-Fed" to address the issue of maintaining the biodiversity of San Francisco's Bay-Delta estuary ecosystem.

8/9/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991557 [Port Chicago Disaster of 1944]
Supervisors Ammiano, Bierman, Katz**

Resolution urging the Congress and the President of the United States to act to vindicate the sailors unjustly blamed for, and the sailors convicted of mutiny following the Port Chicago Disaster of 1944 and to rectify any mistreatment by the military of those sailors.

8/9/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991558 [Oppose Closure of Mount Zion Hospital]
Supervisors Ammiano, Bierman, Katz, Leno**

Resolution opposing the closure of Mount Zion Hospital and any reduction in services and staff and further pledging appropriate and necessary resources to expedite the continued existence and operation of Mount Zion Hospital and further encouraging the Executive Board of UCSF-Stanford and the University of California Regents to keep Mount Zion open and accessible to residents of the Western Addition and Richmond neighborhoods and further encouraging the efforts of the Executive Board of UCSF-Stanford and the UC Regents to reassess fiscal structure of the merger consider the return of formerly public assets back to the people of San Francisco.

8/9/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991559 [Commendation]
Supervisor Yee**

Resolution commending Jonathan J.G. Mahl on being awarded the honor of Eagle Scout.

8/9/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**991560 [Suicide Among San Franciscans]
Supervisor Leno**

Hearing to consider the public policy implications and prevention efforts to reduce suicide among San Franciscans.

8/9/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991561 [MBE/WBE/LBE Program]
Supervisor Yee**

Hearing to consider the June 1, 1999 Quarterly Report to the Mayor and the Board of Supervisors on Chapter 12D of the San Francisco Administrative Code - the 1997-1999 Investigation Into Minority/Women Business Participation in City Contracting.

8/9/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991562 [Property Purchased By Non-Profits]
Supervisor Yee**

Hearing to consider the property purchased by non-profits with the use of public funds and/or subsidies, including an inventory of property, the owner of record for these properties, the City's control over these properties, the affordability requirements for these properties, and restrictions, if any, on resale of these properties.

8/9/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991563 [Sutro Tower]
Supervisor Yee**

Hearing to receive an update from the Planning Department regarding the Department's research into un-permitted work at Sutro Tower and requirement for discretionary review hearings.

8/9/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee. Sponsor requests this item be scheduled at the August 17, 1999 meeting.

**991564 [City Employees Commuter Check Benefits]
Supervisor Ammiano**

Hearing to consider how to provide commuter check benefits to encourage public transit use by City employees.

8/9/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Motions

**991565 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

8/9/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991566 [Legislative Analyst Request]
Supervisor Teng**

Motion requesting the Office of the Legislative Analyst to review the City's definition of graffiti as it relates to skid marks and review the liability of Michelin/B.F. Goodrich Tires for contributing to unsafe driving and the defacement of public streets.

8/9/99, ASSIGNED to Board of Supervisors. Scheduled for consideration August 16, 1999.

**991567 [Waiving Thirty Day Rule]
Supervisor Ammiano**

Motion suspending Rule 5.43 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction ordinance concerning reporting requirements of City construction contractors and ordinance declaring contractors and subcontractors irresponsible bidders.

(Files 991502 and 991503.)

8/9/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

991537 [Appropriation, S.F. Unified School District]

Ordinance appropriating \$60,713,766, San Francisco Unified School District, of school Bond proceeds for capital improvement projects on various school facilities, cost of issuance, and other related costs for fiscal year 1999-2000. (Controller)

8/4/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS

991496 [Authorizing the PTC General Manager to execute an agreement with BART to pay MUNI \$2,066,513 for transferring riders to BART stations]

Resolution approving an agreement between the City and County of San Francisco and the Bay Area Rapid Transit District authorizing payment to San Francisco Municipal Railway for transfer trips provided in fiscal year 1999. (Public Transportation Commission)

7/29/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991524** [State grant funds for the City Administrator-Solid Waste Management to establish the compost (converting plant debris to fertilizer), recycling and market development program at the St. Mary's Urban Youth Farm]
Resolution authorizing the Solid Waste Management Program of the City and County of San Francisco to accept and expend \$25,000 from the California Integrated Waste Management Board for an urban compost, recycling and market development pilot program. (Administrative Services Department)
8/3/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.
- 991525** [State grant in the amount of \$55,000 to purchase equipment for SFPD Marine Unit at Treasure Island, to provide law enforcement services including search and rescue operations]
Resolution authorizing the Chief of Police of the City and County of San Francisco to apply for retroactively, accept and expend funds made available through the "California Department of Boating and Waterways Safety and Enforcement Equipment Grant" for the San Francisco Police Department's Marine Unit. (Police Department)
8/3/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991526** [State grant in the amount of \$55,000 to purchase a vessel and trailer to replace the current 1989 Sea Ark vessel for SFPD Marine Unit at Treasure Island, to provide law enforcement services including search and rescue operations]
Resolution authorizing the Chief of Police of the City and County of San Francisco to apply for retroactively, accept and expend funds made available through the "California Department of Boating and Waterways Safety and Enforcement Vessel Replacement Grant" for the San Francisco Police Department's Marine Unit. (Police Department)
8/3/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991527** [Continuous grant of \$300,000 for Police Department in coordination with City, State and local community organizations to combat crime, reduce drug dealing and drug related violence at the Ocean View/Merced Heights/Ingleside districts]
Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the California Office of Criminal Justice Planning for a project designated "Operation Revitalization - Ocean View/Merced Heights/Ingleside", and waiving indirect costs due to funding constraints. (Police Department)
8/3/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991528** [State grant funds for Public Health's long-term care services for frail elderly and disabled adults in San Francisco]
Resolution authorizing the Department of Public Health, Central Administration, to accept retroactively and expend a grant in the amount of \$50,000 from the State Office of Long Term Care for the Long Term Care Integration Project and to enter into an agreement which includes an indemnification clause and rights in data clauses, and does not include patent infringement indemnification and false claims clauses. (Department of Public Health)
8/4/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared for the September 23, 1999 meeting.

991530 [State grant funds to reimburse the Public Health Department for indigent health care services to San Francisco residents]

Resolution authorizing the Department of Public Health to accept and expend retroactively a grant allocation of up to \$4,910,208 for fiscal year 1999-2000 funding from the State Department of Health Services for California Healthcare for Indigents Program (CHIP) funds for medical services to indigent persons, professional services, medical services contracts, materials and supplies, facilities rental, personal services and indirect costs in the amount of \$60,541, based on 11.3% of administrative and fiscal intermediary costs. (Department of Public Health)

8/4/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared for the August 12, 1999 meeting.

991532 [Special Assessment Liens for Assessment of Costs - Building Inspection]

Resolution confirming report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, reinspection fees, and penalties for failure to file the annual unit usage report and or fees pursuant to the provisions of Sections 102.17, 102.18, 102.19 et seq., 108 and Section 110 Table 1-K, of the San Francisco Building Code, and Sections 41.10 and 41.20 of Chapter 41 of the San Francisco Administrative Code submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above. (Department of Building Inspection)

8/4/99, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 23, 1999, at 3:00 p.m.

991534 [Reinspection Fee Liens - Department of Public Health]

Resolution confirming report of delinquent reinspection fee cost submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Department of Public Health)

8/4/99, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 23, 1999, at 3:00 p.m.

Requests Granted

By Supervisor Bierman, that letter be sent to the City Attorney requesting legislation be drafted which would amend the Health Code to extend the sunset provision of Sections 1615 and 1616 (Pre-1978 hazard notice and affidavits) from January 1, 2000 to January 1, 2003.

By Supervisor Katz, that letters be sent to the General Manager, Recreation and Park Department and City Attorney regarding alleged discrimination by the Pakistan Day organizing committee in denying TriKone's request for a booth. Can an organization who uses Golden Gate Park for an event refuse to allow another organization to rent a booth.

By Supervisor Katz, that letter be sent to the City Attorney requesting legislation be drafted which would provide both payroll expense tax and business tax credits to businesses that offer benefits to their employees as well as benefits to their spouses and domestic partners..

By Supervisor Leno, that letters be sent to the City Attorney, District Attorney, Sheriff, Police Chief, Department of Public Health to inquire whether the departments have established compassionate use policies regarding the use of medicinal marijuana.

By Supervisors Leno, Katz, that letter be sent to the Director, Department of Parking and Traffic, to inquire whether there are plans to establish bicycle storage facilities at the end of the bicycle lane on Market Street at Castro Streets.

By Supervisor Newsom, that letter be sent to the Art Commission inquiring as to the status of repairs to Lotta's Fountain and whether the Commission plans to hold a rededication for the fountain once it is fully restored. If the Commission plans to hold some type of event or recognition ceremony, can it be scheduled to occur during the month of October, in conjunction with the other city-wide events taking place to commemorate the 10 year anniversary of the Loma Prieta Earthquake.

By Supervisor Yaki, that letter be sent to the City Attorney requesting legislation be drafted to extend the sunset clause for the tour bus prohibitions on 25th Avenue and El Camino del Mar to December 31, 2000.

By Supervisor Ammiano, that letter be sent to the City Attorney requesting legislation be drafted to redefine live/work loft developments as "housing" under the city's Planning Code.

By Supervisor Ammiano, that letter be sent to the City Attorney requesting legislation be drafted which would create minimum standards for City employment opportunities for people moving off of welfare, including but not limited to the following guidelines: (1) Welfare to work jobs should be temporary, exempt positions. This may require establishment (at a later date) of new classifications; (2) The positions should pay a minimum of \$9 per hour plus benefits; (3) The positions should provide adequate training and enough actual work experience (9 months to 1 year or more) to allow participants to apply for and be qualified for permanent civil service positions when they have completed their training; (4) Most of the positions should be full-time, except jobs designed for City Commission students; (5) The positions should be made available first to workfare participants who are performing similar work in City departments; (6) The work performed should be in addition to, and not as a substitute for, the work of civil servants performing similar work.

By Supervisor Ammiano, that letters be sent to the City Attorney and the Human Rights Commission requesting information regarding the FBI's current investigation of the Human Rights Commission, including the awarding of City contracts to minority-owned businesses.

By Supervisor Becerril, that letter be sent to the Police Chief to inquire whether the query data formats used to provide data on police calls for service and police reports to the Small Business, Economic Vitality and Consumer Services Committee of the Board of Supervisors can be adjusted so that reports show the suite number where incidents take place not just the street address.

By Supervisor Becerril, that letter be sent to the Tax Collector to inquire how much revenue the City has collected from businesses in the Mission District during the last full year as well as the five years previous.

By Supervisor Becerril, that letter be sent to the Director, Administrative Service, concerning recycling and disposal of computers and computer parts. The Board requests a report providing information on current programs, including recycling, that help to divert computers and computer parts from City landfills, and successful programs in other counties that prevent disposal of lead, mercury and other harmful components found in computers and computer parts.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Anna L. Rowe (Supervisor Bierman)
Milagros B. Batiquin (Supervisor Bierman)
Catherine McBride (Supervisor Bierman)
Virginia S. Barrios (Supervisor Brown)

ADJOURNMENT

There being no further business, the Board at the hour of 4:28 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 13, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Monday, August 16, 1999 6:00 PM

NOV 15 1999

Balboa High School
1000 Cayuga Avenue (at Onondaga Avenue)
San Francisco, CA
Special Meeting

SAN FRANCISCO
PUBLIC LIBRARY

TOM AMMIANO, PRESIDENT
ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Audit and Government Efficiency Committee

1st Tuesday
1:00 PM

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Wednesday
10:00 AM

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

1st and 3rd Tuesday
10:00 AM

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

2nd Tuesday
1:00 PM

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

2nd & 4th Thursday
1:00 PM

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

3rd Tuesday
1:00 PM

Supervisors Ammiano, Yee, Becerril

Rules Committee

2nd & 4th Thursday
10:00 AM

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

1st and 3rd Thursday
10:00 AM

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

2nd and 4th Tuesday
10:00 AM

Supervisors Katz, Yaki, Yee

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair, of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Michael Yaki, Leland Y. Yee.

Members Absent: Mabel Teng.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in special session at Balboa High School on the above date with President Tom Ammiano presiding.

The meeting was called to order at 6:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Bierman, Katz, Teng, Yee - 4.

Quorum present.

Supervisor Bierman was noted present at 6:01 p.m.

Supervisor Katz was noted present at 6:07 p.m.

Supervisor Teng was excused. (See infra.)

Supervisor Yee was noted present at 6:07 p.m.

Supervisor Teng Excused from Attendance

Supervisor Yaki, seconded by Supervisor Newsom, moved to excuse Supervisor Teng from attending today's meeting. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Yaki, Yee

Absent: 3 - Leno, Newsom, Teng

APPROVAL OF MEETING MINUTES

Supervisor Yaki, seconded by Supervisor Kaufman, moved to APPROVE the June 28 and July 6, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki

Absent: 3 - Katz, Teng, Yee

Introduction of Guests

The following persons were recognized by the Board prior to commencing the meeting:

Mary Harris;

Captain Marsha Ash;

May Chen sang a song;

Maria Picar Dancers, Arts Connection Excelsior OMI Beacon Center, James Denman Middle School, performed before the Board.

Presentation Made

Supervisor Ammiano introduced, welcomed and presented a commendation on behalf of the Board of Supervisors to Michal Eden, Council Member, Tel Aviv City, Israel.

Supervisor Katz presented a Certificate of Honor to Council person Michal Eden for being the only open gay elected official.

Council member Eden thanked the Board of Supervisors and commented this is the City with the coolest summer and the warmest welcome.

CONSENT AGENDA

Recommendations of the Finance and Labor Committee

- 991389 [Amending the Health Code to establish patient rates for services, effective July 1, 1999]
Ordinance amending Health Code by amending Section 128 to fix patient rates for services furnished by Department of Public Health, retroactively to July 1, 1999.

(Amends Section 128)

Ordinance No. 236-99

FINALLY PASSED

Recommendations of the Transportation and Land Use Committee

991447 [Stop Intersections]

Resolution designating certain intersections as "STOP" intersections:

STOP SIGNS - ESTABLISH

Baker and Lombard Streets, northeast and southwest corners, stopping Lombard Street (makes this an all-way STOP)

Pacific Avenue and Montgomery Street, northeast corner, stopping westbound Pacific Avenue (makes this an all-way STOP) (Department of Parking and Traffic)

(DPT Order No. 1780.)

Resolution No. 776-99

ADOPTED

991448 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Post Street, north side, between Scott and Divisadero Streets

Post Street, north side, from 80 feet to 303 feet west of Divisadero Street (223-foot zone)

Post Street, south side, from Divisadero Street to 67 feet westerly (67-foot zone)

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

York Street, east side, from 18th Street to 250 feet northerly (250-foot zone)

RESIDENTIAL PERMIT PARKING AREA "I" - ESTABLISH

2280 Mission Street, west side, between 18th and 19th Streets (adds specified address only)

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 7 AM - 9 PM, EVERYDAY) - ESTABLISH

Waller Street, both sides, between Shrader and Stanyan Streets (1700 block)

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Lawton Street, both sides, between 11th and 12th Avenues (500 block)

RESIDENTIAL PERMIT PARKING AREA "O" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

15th Avenue, both sides, between Rivera and Santiago Streets (2200 block)

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Ivy Street, both sides, between Gough and Octavia Streets (300 block)

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Castro Street, both sides, between 21st and Liberty Streets (southern portion of 700 block)

RESIDENTIAL PERMIT PARKING AREA "U" (1-HOUR TIME LIMIT, 8 AM - 6 PM, EVERYDAY) - ESTABLISH

Sheridan Street, both sides, between 9th and 10th Streets (unit block)

RESIDENTIAL PERMIT PARKING AREA "U" - ESTABLISH

1259 Folsom Street, south side, between 8th and 9th Streets (adds specified address only)

UNMETERED MOTORCYCLE PARKING - RESCIND

8th Street, east side, from 55 feet to 104 feet north of Harrison Street (49-foot zone, in front of 385 - 8th Street)

TOUR BUS PARKING ONLY - RESCIND

North Point Street, north side, between Mason and Taylor Streets (existing zone to be shortened)

TOUR BUS PARKING ONLY - ESTABLISH

North Point Street, north side, from Taylor Street to 136 feet easterly (136-foot zone, shortens existing zone at this location)

RESIDENTIAL PERMIT PARKING AREA "V" (2-HOUR PARKING TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Miramar Avenue, both sides, between Eastwood Drive and Wildwood Way
San Ramon Way, both sides, between Eastwood Drive to east terminus
Southwood Drive, both sides, between Miramar and Plymouth Avenues (Department of Parking and Traffic)

(DPT Order No. 1780.)

Resolution No. 777-99

ADOPTED

991449 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

Division Street, both directions, between 8th and 9th Streets

NO LEFT TURN, 4 PM - 6 PM, EXCEPT SUNDAY - ESTABLISH

NO LEFT TURN, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND

6th Street, northbound, at Harrison Street (change in effective days and hours only)

NO U-TURNS - ESTABLISH

Lake Merced Boulevard, westbound, at Middlefield Drive

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

Harrison Street, north side, from 4th Street to 175 feet easterly (175-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Brewster Street, east side, from Mullen Avenue to 20 feet southerly (20-foot zone)

Brewster Street, east side, from 74 feet to 94 feet north of Costa Street (20-foot zone)

Brewster Street, east side, between Faith and Joy Streets

Brewster Street, east side, from Franconia Street to 25 feet northerly (25-foot zone)

Brewster Street, west side, from Mullen Street to a point 35 feet north of Costa Street

Brewster Street, west side, from the north property line of Joy Street to 80 feet southerly (80-foot zone)

Brewster Street, west side, from Franconia Street to 245 feet northerly (245-foot zone)

Franconia Street, east side, from Brewster Street to 15 feet southerly (15-foot zone)

Mullen Avenue, east side, from Brewster Street to south terminus

Mullen Avenue, west side, from Brewster Street to 15 feet southerly (15-foot zone) (Department of Parking and Traffic)

(DPT Order No. 1780.)

Resolution No. 778-99

ADOPTED

991456 [FEMA Grant for improvement of Fire Station No. 35 and Fireboat Headquarters at Pier 22-1/2 to strengthen these structures for future hazards due to major earthquake]

Resolution authorizing the Department of Public Works to accept and expend a Hazard Mitigation Grant of \$1,351,552 from the Governor's Office of Emergency Services (OES) on behalf of the Federal Emergency Management Agency Program with required matching funds of \$1,351,552 for a seismic improvement project; waiving indirect costs. (Department of Public Works)

Resolution No. 780-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Audit and Government Efficiency Committee

991156 [Settlement: University of California to vacate its office/classroom space in building to be demolished for expansion of Moscone Convention Center in exchange the City will pay UC for training classes for City employees.]

Supervisor Newsom

Ordinance authorizing settlement of litigation of City and County of San Francisco against the Regents of the University of California for \$880,000 payable to University of California for training City employees. (City Attorney)

(CCSF v. WCB More II Limited Partnership, et al.
S.F. Superior Court No. 997-764.)

Ordinance No. 235-99

Supervisor Yaki, seconded by Supervisor Leno, moved to excuse Supervisor Becerril from voting on this matter.

The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Excused: 1 - Becerril

From Housing and Social Policy Committee Without Recommendation

990168 [Rent Ordinance]
Supervisors Leno, Bierman

Ordinance amending Administrative Code (Residential Rent Stabilization and Arbitration Ordinance) by amending the definition of "Housing Services" in Section 37.2(g) to include rights permitted the tenant by agreement, including the right to have a specific number of occupants in a unit, whether express or implied, and whether or not the agreement prohibits subletting or assignment; and by amending Section 37.9(a)(2) to provide that, notwithstanding any lease provision to the contrary, the landlord shall not endeavor to recover possession of the rental unit as a result of subletting by the tenant if the landlord has unreasonably withheld the right to sublet following written notice from the tenant, so long as the tenant continues to reside in the unit and the sublet constitutes a one-for-one replacement of the departing tenant(s); and expressing the Board of Supervisors intent that rent board rules and regulations regarding subletting consent procedures be substantially applied to this legislation.

(Amends Sections 37.2(g) and 37.9(a)(2).)

Ordinance No. 237-99

Supervisor Yaki, seconded by Supervisor Leno, moved to excuse Supervisors Newsom, Katz, Kaufman, Yee from voting on this matter. The motion carried by the following vote:

Ayes: 10 - Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee, Ammiano, Becerril, Bierman
Absent: 1 - Teng

FINALLY PASSED by the following vote:

Ayes: 6 - Ammiano, Becerril, Bierman, Brown, Leno, Yaki
Absent: 1 - Teng
Excused: 4 - Katz, Kaufman, Newsom, Yee

Recommendation of the Public Utilities and Deregulation Committee

991386 [Community Aggregation of Electricity]

Supervisors Ammiano, Bierman

Resolution urging the California Legislature to amend the State's electric deregulation law, Chapter 854 of 1996, Sections 366(A) and (B) to authorize San Francisco and any other California municipal corporation, upon a majority vote of its governing body or registered voters, to designate itself as the automatic aggregator of electricity on behalf of its residents and businesses, such that residents and businesses shall be automatically included in the jurisdiction's community aggregated electricity buyers' group, unless exercising a choice for the existing electrical corporation or another provider.

Supervisor Ammiano presented an amendment of the whole bearing same title.

Resolution No. 775-99

Supervisor Yee, seconded by Supervisor Bierman, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Supervisor Bierman requested to be added as co-sponsor.

ADOPTED AS AMENDED by the following vote:

Ayes: 7 - Ammiano, Becerril, Bierman, Katz, Leno, Newsom, Yee

Noes: 3 - Brown, Kaufman, Yaki

Absent: 1 - Teng

NEW BUSINESS

Recommendations of the Finance and Labor Committee

991463 [1996-2000 Memorandum of Understanding, Transit Workers' Union Local 250-A]

Mayor

Ordinance implementing Amendment No. 3 to the 1996-2000 Memorandum of Understanding between the City and County of San Francisco and Transit Workers' Union Local 250-A for Classification 9163 and related trainee classifications.

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

- 991488 [Permitting non-city workers (Polaries Research & Development, Inc.) to continue performing information booth services at S. F. International Airport because non-city workers can perform work at a lesser cost than City employees.]**

Resolution approving the Controller's certification that Airport information booth services at San Francisco International Airport can be practically performed by a private contractor at a lower cost than if work were performed by City employees at presently budgeted levels. (Airport Commission)

Resolution No. 781-99

Supervisor Leno, seconded by Supervisor Katz, moved to excuse Supervisor Becerril from voting on this matter.

The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Excused: 1 - Becerril

- 991397 [Ballot Argument, Bond Measure, Laguna Honda Hospital]**

Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition A, a bond measure regarding Laguna Honda Hospital.

Motion No. M99-95

APPROVED by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Yaki, Yee

Noes: 2 - Kaufman, Newsom

Absent: 1 - Teng

Recommendation of the Parks and Recreation Committee

- 990682 [Park Code, Alcoholic Beverages]**

Supervisor Brown

Ordinance amending Park Code Section 4.10 to add Buena Vista Park and Jose Coronado and Crocker Amazon Playgrounds to the locations in which alcohol consumption is prohibited without a permit.

(Amends Section 4.10.)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Noes: 1 - Ammiano

Absent: 1 - Teng

Recommendations of the Small Business, Economic Vitality and Consumer Services Committee**991218 [Liquor License, 76 Geary Street]**

Resolution determining that the issuance of a Type 21 off-sale general alcoholic beverage control license to Hector Russell, Inc., for Scottish Imports located at 76 Geary Street, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Resolution No. 789-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

991226 [Liquor License Transfer, 1754 Polk Street]

Resolution determining that the transfer of a Type 21 off-sale general and Type 41 on-sale beer and wine for bona-fide public eating place licenses to Rita and Arsen Melkonian for "Arsen's Liquor and Deli", located at 1754 Polk Street, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Resolution No. 773-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

991324 [Liquor License Transfer, 2801 Leavenworth Street]

Resolution determining that the transfer of a Type 47 on-sale general public eating place alcoholic beverage control license and the upgrade to a Type 48 on-sale general public premises alcoholic beverage control license to Anthony C. Cassidy for Beach Street Bar located at 2801 Leavenworth Street, Space J32, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 774-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

991450 [Liquor License, Fulton and 47th Avenues]

Resolution determining that the issuance of a Type 40 on-sale beer liquor license to Bill Hunscher for the Golden Gate Clubhouse and Golf Course (Arnold Palmer Golf), located at Fulton and 47th Avenues, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 779-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Recommendations of the Transportation and Land Use Committee**991177 [Public Works Code, Administrative Penalties for Excavation]
Supervisors Katz, Brown**

Ordinance amending Public Works Code Sections 2.4.80 and 2.4.81 to allow the Director of Public Works to charge municipal excavators that violate Article 2.4 with administrative penalties and to increase the administrative penalty assessed for excavation work without a permit.

Supervisor Brown requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

991276 [Weight Restriction on a portion of Albion Street]

Ordinance amending Traffic Code by adding Section 28.1.106, establishing a weight restriction on a portion of Albion Street, between 15th and 17th Streets. (Department of Parking and Traffic)

(Adds Section 28.1.106.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

**990824 [North Beach Survey]
Supervisors Becerril, Bierman, Leno, Brown, Newsom**

Resolution recognizing the survey "North Beach, San Francisco: an Architectural, Historical Cultural Survey" as a comprehensive record of the historical and architectural resources in North Beach.

Supervisors Leno, Brown, Newsom requested to be added as co-sponsors.

Resolution No. 772-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

SPECIAL ORDER 7:00 P.M.**991194 [Public Hearing]**

Hearing of persons interested in or objecting to proposed ordinance ordering the vacation of the public street easement over Holland Court northwesterly of Howard Street between 4th Street and 5th Street and a portion of the south side of Minna Street between 4th Street and 5th Street, adopting findings pursuant to Planning Code Section 101.1, and incorporating findings relating to the issuance of a negative declaration. (Clerk of the Board)

(Pursuant to Board of Supervisors Resolution 691-99 adopted July 19, 1999.)

The President inquired if there was anyone present who wished to address the Board on this matter. There being no response, the President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

From Transportation and Land Use Committee Without Recommendation**991193 [Street Vacation - Holland Court and a portion of Minna Street to accommodate the proposed expansion of the Moscone Convention Center Project with retail uses at 800-860 Howard St.]**

Ordinance ordering the vacation of the public street easement over Holland Court northwesterly of Howard Street between 4th Street and 5th Street and a portion of the south side of Minna Street between 4th Street and 5th Street, adopting findings pursuant to Planning Code Section 101.1, and incorporating findings relating to the issuance of a negative declaration. (Real Estate Department)

(Planning Commission Motion No. 14557 adopted March 12, 1998 affirming the decision to issue a Negative Declaration as prepared by the Planning Department; Planning Commission Resolution No. 14559 dated March 12, 1998 adopting findings of conformity with the General Plan; incorporating each and every finding contained in Motion No. 14458 authorizing the Project under Planning Code Section 309.)

PASSED, ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 2 - Brown, Teng

SPECIAL ORDER 7:00 PM**Board of Supervisors Sitting as a Committee of the Whole****991574 [Public Hearing]**

Hearing of persons interested in or objecting to proposed Ordinance amending the Public Works Code by amending Section 184.12, regulating the placement and maintenance of newsracks on public sidewalks, streets and rights-of-way, to provide for prompt administrative and judicial review of decisions to grant, deny or revoke fixed pedestal permits, to clarify the grounds and procedures to grant, deny or revoke fixed pedestal permits, to clarify that free-standing newsracks may continue to be placed on public sidewalks, streets and rights-of-way in areas of the city that are not within fixed pedestal zones and that publications may continue to be distributed by other authorized means within fixed pedestal zones, and to make other miscellaneous technical revisions.

Speakers in support: Sheila Kolenc; Lynn Valente.

Speakers in opposition: Mr. Correl; Carlos Petroni; Steven Falk; Jim Rizzi; Bruce Bruggmann; Harry Bloomer; Glen.

No position: Steve Currier.

HEARD AT PUBLIC HEARING.

Committee of the Whole Rise and Report Without Recommendation**Called from Finance and Labor Committee by Supervisor Kaufman****991317 [Prompt Review of Fixed Pedestal Permit Denials]
Supervisor Kaufman**

Ordinance amending the Public Works Code by amending Section 184.12, regulating the placement and maintenance of newsracks on public sidewalks, streets and rights-of-way, to provide for prompt administrative and judicial review of decisions to grant, deny or revoke fixed pedestal permits, to clarify the grounds and procedures to grant, deny or revoke fixed pedestal permits, to clarify that free-standing newsracks may continue to be placed on public sidewalks, streets and rights-of-way in areas of the city that are not within fixed pedestal zones and that publications may continue to be distributed by other authorized means within fixed pedestal zones, and to make other miscellaneous technical revisions.

(Amends Section 184.12.)

Supervisor Kaufman presented an amendment of the whole bearing same title.

Supervisor Kaufman, seconded by Supervisor Yaki, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Brown, Teng

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 7 - Becerril, Brown, Katz, Kaufman, Leno, Newsom, Yaki

Noes: 3 - Ammiano, Bierman, Yee

Absent: 1 - Teng

COMMITTEE REPORTS**Recommendation of Rules Committee****991504 [Treasure Island Development Authority Appointment]
Mayor**

Resolution approving the appointment of Ms. Susan Po-Rufino to the Board of Directors of the Treasure Island Development Authority.

Resolution No. 782-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

PUBLIC COMMENT

Steven Currier, district issues;

Abdalla Megahed, homeless;

Ms. Hamilton, community should be recognized first;

Jennifer Stafford, elevator maintenance, lack of apprenticeship program;

L. J. Dolin, elevator industry, lack of apprenticeship program;

Ruth, Diana, Elia Rocha, save mural;

David Hooper, save Balboa car barn, Ocean View Library, Excelsior Youth Center, Senior services;

Robert Bender, Park Merced tenant issues;

Douglas Moran, Ocean Avenue rail removal project;

Ted Frazier, supports seat belts on farm vehicles, city contracts, minority housing;

Jeana Hayney, thanks for coming to the community.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

**991497 [Legislative Analyst Request]
Supervisor Brown**

Motion directing the Board of Supervisors Legislative Analyst to review and compare the proposed ordinance amending Administrative Code by adding Chapter 12.P, Sections 12.P.1 through 12.P.11, inclusive, concerning preferences in the award of city contracts for contractors that provide certain benefits or certain monetary supplements to employees and to employees' spouses and domestic partners, to Chapter 12D, Minority/Women/Local Business Utilization Ordinance, III to ensure that the preferences created by the former do not undermine the goals of the latter.

Supervisor Brown, seconded by Supervisor Yaki, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

**991566 [Legislative Analyst Request]
Supervisor Teng**

Motion requesting the Office of the Legislative Analyst to review the City's definition of graffiti as it relates to skid marks and review the liability of Michelin/B.F. Goodrich Tires for contributing to unsafe driving and the defacement of public streets.

Motion No. M99-97

APPROVED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

**991554 [Excavation Fund Expenditures To Pay For All Costs Associated With The City's Regulation Of
Excavation]
Supervisor Katz**

Resolution ratifying excavation fund expenditures made by the Department of Public Works prior to clarifying additions made in 1998 to the Administrative Code.

Resolution No. 783-99

ADOPTED

**991555 [State Legislation, SB 644, Homeless Adult Education Program Funding]
Supervisors Kaufman, Newsom**

Resolution supporting SB 644 (Chesbro), which provides \$1,050,000 in funding for the Adult Education for the Homeless consortium, including \$100,000 for the San Francisco Episcopal Community Services Skills Center.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 784-99

ADOPTED

991557 [Port Chicago Disaster of 1944]
Supervisors Ammiano, Bierman, Katz

Resolution urging the Congress and the President of the United States to act to vindicate the sailors unjustly blamed for, and the sailors convicted of mutiny following the Port Chicago Disaster of 1944 and to rectify any mistreatment by the military of those sailors.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 786-99

ADOPTED

991559 [Commendation]
Supervisor Yee

Resolution commending Jonathan J.G. Mahl on being awarded the honor of Eagle Scout.

Resolution No. 788-99

ADOPTED

991565 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M99-96

APPROVED

991569 [Final Map, 236 Clara Street, a 6 unit live/work condominium project]
Motion approving final map of 236 Clara Street, a Live/Work Condominium Project, being a subdivision of Lot 64 in Assessor's Block No. 3753, and adopting findings pursuant to Planning Code Section 101.1.
(Department of Public Works)

(DPW Order No. 171,861.)

Motion No. M99-98

APPROVED

991570 [Final Map, 142 Russ Street, a 6 unit live/work condominium project]
Motion approving final map of 142 Russ Street, a Live/Work Condominium Project, being a subdivision of Lots 80 and 81 in Assessor's Block No. 3731, and adopting findings pursuant to Planning Code Section 101.1.
(Department of Public Works)

(DPW Order No. 171,863.)

Motion No. M99-99

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Severed From For Adoption Without Committee Reference Agenda**991556 [San Francisco Bay-Delta Estuaries]
Supervisors Ammiano, Bierman**

Resolution identifying and endorsing the essential elements that must be incorporated into future policies and programs undertaken by the joint Federal and State program known as "Cal-Fed" to address the issue of maintaining the biodiversity of San Francisco's Bay-Delta estuary ecosystem.

Supervisor Ammiano requested this item be severed so it could be considered separately.

Resolution No. 785-99

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Ammiano presented an amendment of the whole bearing same title.

President Ammiano, seconded by Supervisor Bierman, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

Supervisors Katz, Leno, Newsom requested to be added as co-sponsors.

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

**991558 [Oppose Closure of Mount Zion Hospital]
Supervisors Ammiano, Bierman, Katz, Leno**

Resolution opposing the closure of Mount Zion Hospital and any reduction in services and staff and further pledging appropriate and necessary resources to expedite the continued existence and operation of Mount Zion Hospital and further encouraging the Executive Board of UCSF-Stanford and the University of California Regents to keep Mount Zion open and accessible to residents of the Western Addition and Richmond neighborhoods and further encouraging the efforts of the Executive Board of UCSF-Stanford and the UC Regents to reassess fiscal structure of the merger consider the return of formerly public assets back to the people of San Francisco.

Supervisor Becerril requested this item be severed so it could be considered separately.

Resolution No. 787-99

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Leno, seconded by Supervisor Kaufman, moved to excuse Supervisor Becerril from voting on this matter. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 1 - Teng

Supervisors Katz, Leno requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

Excused: 1 - Becerril

**991567 [Waiving Thirty Day Rule]
Supervisor Ammiano**

Motion suspending Rule 5.43 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction ordinance concerning reporting requirements of City construction contractors and ordinance declaring contractors and subcontractors irresponsible bidders.

(Files 991502 and 991503.)

Supervisor Yaki requested this item be severed so it could be considered separately.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

President Ammiano, seconded by Supervisor Yaki, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**991412 [Study of Rent Control Ordinance Socio-Economic Effects; Requiring Findings]
Supervisors Brown, Teng**

Ordinance amending Administrative Code by adding a new Section 376A to provide that the Residential Rent Stabilization and Arbitration Board shall obtain a neutral comprehensive fact-based socio-economic study of the effects of the Residential Rent Stabilization and Arbitration Ordinance in San Francisco; and providing that, pending completion of the study, any proposed substantive amendment to that ordinance must be supported by independent fact-based findings.

(Adds Section 376A.)

8/16/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 9/15/1999.

**991413 [Appropriation, \$175,000, Rent Arbitration Board Fact-Based Socio Economic Study]
Supervisor Brown**

Ordinance appropriating \$175,000, Residential Rent Stabilization and Arbitration Board to fund a fact-based socio-economic study of the effects of the San Francisco Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37), for fiscal year 1999-2000.

(Companion measure to File 991412.)

8/16/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 9/15/1999.

**991425 [Notice to Recycling Companies]
Supervisors Becerril, Bierman, Katz**

Ordinance amending Building Code Section 106.3.2.3.2 to provide notice of applications for and issuance of demolition permits to recycling companies upon their payment of a specified fee.

(Amends Section 106.3.2.3.2.)

7/19/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 8/18/1999. Awaiting response from the Building Inspection Commission.

8/16/99, SUBSTITUTED. SUBSTITUTED by Supervisor Becerril in Board, bearing same title.

8/16/99, ASSIGNED to Housing and Social Policy Committee.

**991547 [Administrative Code Revision - Chapter 10D]
Supervisor Kaufman**

Ordinance amending Administrative Code by repealing Sections 10D.1 through 10D.6, regarding authorization expiring in 1986 for reparations to Japanese-American City employees forcibly relocated during World War II.

(Repeals Sections 10D.1 through 10D.6.)

8/9/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

8/16/99, SUBSTITUTED. SUBSTITUTED by Supervisor Kaufman in Board, bearing new title.

8/16/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

**991549 [Administrative Code Revision - Chapter 12]
Supervisor Kaufman**

Ordinance amending Administrative Code by repealing Sections 12.3, 12.4, 12.5, 12.6, and 12.7 regarding 1985 contract authorization for temporary City oversight of accounting, budgetary, and reporting procedures at the Housing Authority.

(Repeals Sections 12.3, 12.4, 12.5, 12.6, and 12.7.)

8/9/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

8/16/99, SUBSTITUTED. SUBSTITUTED by Supervisor Kaufman in Board, bearing new title.

8/16/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/8/1999.

**991585 [Zoning, Conditional Use Authorization in Neighborhood Commercial Districts]
Supervisor Leno**

Ordinance amending Planning Code Section 186.1 to require conditional use authorization to change a use that is nonconforming because it exceeds square footage limitations in a neighborhood commercial district to a conditional use, and by amending Section 303 to require additional considerations for conditional uses in locations in neighborhood commercial districts in which the use size for the proposed location exceeds the limitations contained in Section 121.2, including considerations of the intensity of activity in the district, service to the neighborhood, and respect for the scale of development in the district.

8/16/99, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 9/15/1999. 8/24/99 - Transmitted to Planning Commission for public hearing and recommendation.

**991586 [Zoning, North Beach Neighborhood Commercial District, Nonresidential Use Size]
Supervisor Leno**

Ordinance amending Planning Code Sections 178 and 186.1 to reduce the period on nonuse for conditional and nonconforming uses to be deemed discontinued in the North Beach Neighborhood Commercial District from three (3) years to 18 (eighteen) months; by amending Section 178 to define a significant enlargement or alteration; by amending Section 121.2 to reduce the size limit of nonresidential uses located in this district to two thousand (2000) square feet for conditional use authorization and four thousand (4000) square feet for the maximum size; and by amending Section 722.21 in the North Beach Neighborhood Commercial District Zoning Control Table to reflect these modifications.

8/16/99, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 9/15/1999. 8/24/99 - Transmitted to Planning Commission for public hearing and recommendation.

- 991587 [Horse drawn vehicle legislation amendment to provide additional safeguards and protections for the use of horse-drawn vehicle animals]**
Supervisor Newsom

Ordinance amending Police Code Article 7.1, Section 500.3 to change the exceptions to the permitting requirements of this article; by amending Section 501 to change the definition of qualified veterinarian and to add definitions for mechanical evaluator, qualified trainer and special event; by amending Section 502 to set forth some of the criteria the Chief of Police will consider in approving a "stand"; by amending Section 502.5 to refer to the proper code section setting forth license and permit fees; by amending Section 505 to allow animal control officers to review permits, licenses and other information, to make exception for minimum number of days of operation due to weather conditions, to change the locations in which horse-drawn vehicles may load and unload passengers; by amending Section 506 to allow advertising on horse-drawn vehicles; and by amending Section 507 to provide for animal care and control to receive animal fitness reports, inspect horse-drawn vehicle animals and to approve the equipment used on the animals, and to change the standard on the use of whips.

8/16/99, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 9/15/1999.

- 991588 [Carriage horses retired from service]**
Supervisor Newsom

Ordinance amending Police Code Section 507.1 which establishes a policy of the City and County of San Francisco requiring that horses retired from service by carriage owners be treated humanely.

8/16/99, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 9/15/1999.

- 991589 [Posted warning signs of gasoline that does not comply with clean air standards]**
Supervisor Newsom

Ordinance amending Health Code by adding Sections 265A through 265A.5 requiring the posting of warning signs at each retail gasoline dispenser that contains gasoline that does not comply with California's clean air standards.

8/16/99, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 9/15/1999.

Resolutions

- 991590 [Peninsula Corridor Joint Powers Board, Farebox Revenue Bonds to finance the costs of capital improvement projects Caltrain commuter rail service]**
Supervisor Katz

Resolution authorizing the issuance and sale by the Peninsula Corridor Joint Powers Board of farebox revenue bonds in an aggregate principal amount not to exceed \$4,500,000 and the issuance of grant anticipation notes in an aggregate principal amount not to exceed \$123,500,000.

8/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991591 [Caltrain Bicycle Station, Fourth and King Streets]
Supervisor Katz**

Resolution urging the Peninsula Corridor Joint Powers Board to plan and seek appropriate funding for a bicycle station to be located at the San Francisco Caltrain Station at Fourth and King Streets.

8/16/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991592 [Project Impact will create a single process through which juvenile offenders with emotional disabilities will be identified, assessed, and supported through a continuum of flexible wraparound services]
Supervisor Becerril**

Resolution authorizing the Mayor's Criminal Justice Council to retroactively accept and expend \$5,985,347 from the State Board of Corrections under the Juvenile Crime Enforcement Accountability Challenge Grant II (JCE&ACG) program to continue to implement the local action plan that addresses the needs of youth who are involved in the juvenile justice system.

8/16/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991593 [Single Family Mortgage Revenue Refunding Bonds, Drawdown Series 1999]
Supervisor Bierman**

Resolution authorizing the issuance, sale and delivery of City and County of San Francisco Single Family Mortgage Revenue Refunding Bonds, Drawdown Series 1999, in an aggregate principal amount not to exceed \$25,000,000; authorizing the execution and delivery of a trust indenture and a bond purchase contract; providing for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith.

8/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991416 [Commendation]
Supervisors Brown, Leno, Bierman, Newsom, Katz, Becerril, Kaufman, Yaki**

Resolution commending Rev. Cecil Williams, Janice Mirikitani and the Board of Directors of Glide Housing, Inc. on the opening of the Cecil Williams Glide Community House.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991594 [Hate-Motivated Violence in Los Angeles]
Supervisors Katz, Ammiano, Leno, Kaufman, Newsom, Becerril, Brown, Bierman, Yaki**

Resolution condemning that hate-motivated violence in Los Angeles and urging all Americans to value and respect diversity.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991595 [Small Business Policy]
Supervisors Leno, Teng, Katz, Newsom, Becerril, Bierman

Resolution establishing a policy to involve the Small Business Commission on policy issues of significance to the small business community in the City and County of San Francisco.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991596 [Environmental Study for Ferries]
Supervisors Newsom, Ammiano, Katz

Resolution urging appropriate State agencies to conduct extensive environmental studies prior to drastically increasing the number of ferries traversing the San Francisco Bay and entering and leaving our ports.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991597 [State Legislation, SB 123, Anti-Competitive Gas Pricing]
Supervisors Ammiano, Bierman, Katz

Resolution urging the California Legislature to pass SB 123 (Peace) prohibiting refiners, distributors, manufacturers or transporters of motor vehicle fuels from discriminating in price between different purchasers, and supporting the efforts of United States Senator Barbara Boxer and California Attorney General Bill Lockyer to investigate anti-competitive gasoline pricing practices.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991598 [Farm labor vehicles to be equipped with seat belts]
Supervisors Ammiano, Bierman, Katz, Becerril

Resolution urging the California Senate and Assembly to support Assemblyman Dean Florez's (D-Shafter) legislation requiring farm labor vehicles to be equipped with seat belts and further to offer condolences to the families of the deceased farm laborers.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991599 [Paul Scofield's Mural, A Leap of Compassion]
Supervisors Ammiano, Leno, Bierman, Katz

Resolution opposing the removal and destruction of Paul Scofield's mural titled "A Leap of Compassion" located on 665 Eddy Street and further urging Citi Properties to allow the mural to remain at its present location or permit enough time for the replication and relocation of the mural to a more suitable location.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991600 [Jesus Campusano's Lilli Ann Mural]
Supervisors Ammiano, Leno, Katz, Yaki, Bierman

Resolution urging the Robert J. Cort Family Trust and the Campusano Family to enter into negotiations so that the Lilli Ann Mural can be preserved in a timely and expedient manner and further urging the Mayor's Office to investigate mechanisms to enable the City to post an \$80,000 Bond so the restoration efforts of Jesus Campusano's "Lilli Ann Mural" can be initiated.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991601 [State Legislation, SB 1110, Rigid Plastic Packaging]
Supervisors Becerril, Bierman, Katz

Resolution endorsing Senate Bill 1110 and urging the Legislature and Governor to take all action necessary to pass the bill into law.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991602 [State Legislation, SB 332, Bottle Bill Amendment]
Supervisors Bierman, Becerril, Katz

Resolution supporting Senate Bill 332, which revises the California Beverage Container Recycling and Litter Reduction Act (commonly referred to as the "Bottle Bill").

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991603 [Commendation]
Supervisors Newsom, Becerril, Bierman

Resolution commending the parishioners of the Committee to Save Saint Brigid Church in San Francisco, California for their service and efforts to preserve the architecture and cultural history of Saint Brigid Church, and to make the neighborhood in which it stands a better, cleaner, and safer place by its preservation.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991604 [Commendation]
Supervisors Teng, Yaki, Brown, Becerril, Ammiano, Katz, Bierman, Newsom

Resolution commending San Francisco State University's achievement in securing the prestigious Chang Dai-Chien in California art exhibit and commending the World Journal on the occasion of its special commemorative edition honoring the exhibit.

8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991605 [Commendation]
Supervisors Beccril, Katz, Bierman**

Resolution commending the Street Sheet newspaper on their ten year anniversary.
8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991606 [Commendation]
Supervisors Bierman, Kaufman, Yaki**

Resolution commending Dr. Edgar Wayburn for his conservation efforts.
8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991607 [Proclamation]
Supervisors Bierman, Leno, Katz**

Resolution proclaiming August 14, 1999, "Cannabis Helping to Alleviate Medical Problems (C.H.A.M.P.) Day" in San Francisco.
8/16/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**991414 [Crimes in Western Addition]
Supervisor Brown**

Hearing concerning violence and crime in the Western Addition and what steps can be taken to improve public safety.
8/16/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991608 [Parking and Transportation for Jurors Serving in the South of Market Area]
Supervisor Newsom**

Hearing to consider expanding parking opportunities and subsidized transportation for jurors serving in the South of Market area.
8/16/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991609 [Tire Slashing]
Supervisor Yaki**

Hearing to consider the recent episodes of tire slashing in San Francisco.
8/16/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991610 [New Year's Eve 1999 Events in San Francisco]
Supervisor Yaki

Hearing to consider what major events are planned for New Year's Eve/Millennium celebrations in San Francisco and what precautions the Police Department and other City departments are taking to ensure the safety and well being of people participating in these events.

8/16/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991611 [Mission Rock Homeless Shelter Relocation]
Supervisor Yee

Hearing to consider the feasibility of the proposed relocation of the Mission Rock homeless shelter to 20th Street and Illinois Street.

8/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991612 [Federal Bureau of Investigation's Probe of Awarding of City Contracts to Minority Owned Businesses]
Supervisors Ammiano, Yee

Hearing to consider the Federal Bureau of Investigation's probe of awarding City contracts to minority owned businesses.

8/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991613 [Department of Building Inspection Enforcement of Contractors that Violate Safety Precautions]
Supervisor Ammiano

Hearing to consider the progress of the development of an enforcement protocol by the Department of Building Inspection for contractors that violate safety precautions when removing lead from buildings and to determine the fiscal impact of fines not collected.

8/16/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991614 [Planning for Future Housing and Transportation Needs]
Supervisor Becerril

Hearing to consider the need for a comprehensive City planning process that would project and document future job and population growth in the City; estimate demand for housing, transportation and services that will be generated by future growth; and identify City resources available to accommodate future housing, transportation and service needs.

8/16/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991615 [Lead Paint Exterior Work Practices Disciplinary Process]
Supervisor Bierman

Hearing to consider the Department of Building Inspection's progress in establishing a disciplinary process for violators of the 1997 lead paint exterior work practices ordinance (Ordinance No. 446-97).

8/16/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee. SPONSOR REQUESTS THAT THIS ITEM BE SCHEDULED FOR SEPTEMBER 21, 1999, MEETING.

Motions**991407 [Rebuttal Argument]
Supervisor Ammiano**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition A, a bond measure regarding Laguna Honda Hospital. (Clerk of the Board)

8/16/99, RECEIVED AND ASSIGNED to Rules Committee.

**991408 [Rebuttal Argument]
Supervisors Newsom, Ammiano, Yaki, Kaufman, Katz, Becerril, Leno, Teng**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition E, a charter amendment regarding Municipal Railway. (Clerk of the Board)

8/16/99, RECEIVED AND ASSIGNED to Rules Committee.

**991409 [Rebuttal Argument]
Supervisor Ammiano**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition C, a charter amendment regarding district boundaries of the Sixth and Eleventh Districts. (Clerk of the Board)

8/16/99, RECEIVED AND ASSIGNED to Rules Committee.

**991410 [Rebuttal Argument]
Supervisors Ammiano, Katz, Bierman, Leno**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition D, a charter amendment regarding catastrophic sick leave program. (Clerk of the Board)

8/16/99, RECEIVED AND ASSIGNED to Rules Committee.

**991411 [Rebuttal Argument]
Supervisors Katz, Yaki, Ammiano, Bierman, Leno, Becerril, Teng, Newsom, Kaufman, Brown, Yee**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition B, a charter amendment regarding retirement benefits, safety employees. (Clerk of the Board)

8/16/99, RECEIVED AND ASSIGNED to Rules Committee.

**991616 [Golden Gate Yacht Club Financial Audit by Budget Analyst]
Supervisor Yee**

Motion moving that a financial audit of the Golden Gate Yacht Club's gross receipts for the years 1993 through 1998 be performed by Harvey Rose Accountancy Corporation, and that this audit be given priority on the audit workplan.

8/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

991541 [Settlement: Rita Swann, et. al.,v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Rita Swann, et al. against the City and County of San Francisco by payment of \$120,000. (City Attorney)

(S.F. Superior Court No. 976-429.

8/5/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

991573 [Appropriation of Bond funds for construction projects at the Community College District]

Ordinance appropriating \$20,392,637, San Francisco Community College District, of Educational Facility Bond proceeds for the acquisition and construction of educational facilities (buildings, structures and improvements) for fiscal year 1999-2000. (Controller)

8/11/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS

991568 [Revocable Permit, Moscone Center Expansion Project Construction]

Resolution granting revocable permission to Moscone Center Expansion Project to temporarily close and occupy the south sidewalk and a portion of the street area on Minna Street to 505 feet west of 4th Street, north side of Howard Street from 4th Street to 5th Street, during construction operations for the Moscone Center Expansion Project. (Department of Public Works)

8/9/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991571 [Revocable sidewalk encroachment permit on bus bulbs to be constructed by MUNI for the purpose of installing and maintaining nine (9) works of art by Brian Goggin]

Resolution granting revocable permission to the San Francisco Art Commission to install works of art by Brian Goggin in the paving surface of bus bulbs to be constructed by MUNI on the northerly and southerly sides of Mission Street between Precita Avenue and Cortland Avenue and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

8/11/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991572 [Revocable Permit granted to Sacred Heart Cathedral Preparatory to install underground telecommunications system at La Salle/De Paul campuses to improve telephone, public address system, internet access, security system and emergency preparedness]

Resolution granting revocable permission to the Sacred Heart Cathedral Preparatory to install four (4) 4-inch communication conduits and three (3) pull boxes with a bolt cover for state-of-the-art communications system, from La Salle campus to De Paul campus school buildings at the Ellis Street frontage of 1055 and 1100 Ellis Street (Block 737, Lot 1) and adopting findings pursuant to Planning Section 101.1. (Department of Public Works)

8/11/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

Requests Granted

By Supervisor Katz, that letters be sent to the City Attorney and General Manager, Recreation and Park Department, concerning alleged discrimination at golf courses operated by the Recreation and Park Department against people based on their gender, race, religion, age and/or sexual orientation; particularly, Glen Eagles Golf Course.

By Supervisor Newsom, that letter be sent to the City Attorney requesting charter amendment be prepared to extend open space funding with lease revenue bonds.

By Supervisor Newsom, that letter be sent to the City Attorney requesting drafting of a general obligation bond measure for the Recreation and Park Department in time for the March election.

By Supervisors Yaki, Ammiano, Brown, that letter be sent to the City Attorney requesting legislation be drafted which would ban all filming in the Legislative Chamber at all times (rental of Chamber for commercial purposes) and would allow filming in the Rotunda only on weekends and for a duration of only 24 hours including set-up and break-down of equipment.

By Supervisor Becerril, that letters of inquiry be sent to the Tax Collector and Director of Planning to determine the rate of turnover of businesses in the Mission District over the last five years and how that turnover rate compares to the rate for the City as a whole or other City neighborhoods. The inner Mission District neighborhood is bounded by Cesar Chavez Street to the South, Dolores Street to the West, Market and 11th Streets to the North and Potrero Street and Highway 101 to the East.

By Supervisor Becerril, that letters of inquiry be sent to the Tax Collector, Director of Planning and the Director of Public Works to determine how much commercial rents are in the Mission District; how commercial rents have changed in the Mission District over the last five years; how the rate of change in commercial rents in the Mission District compares to the rate of change in commercial rents in San Francisco as a whole or in other City neighborhoods. The inner Mission District neighborhood is bounded by Cesar Chavez Street to the South, Dolores Street to the West, Market and 11th Streets to the North and Potrero Street and Highway 101 to the East.

By Supervisor Becerril, that letter be sent to the Director, Department of Telecommunications and Information Services, to determine the cost of broadcasting Citywatch Cable Channel 54 programming in languages other than English.

By Supervisor Becerril, that letter be sent to the City Attorney to draft an ordinance prohibiting the sale of ultra compact firearms or concealable weapons accessories designed to aid in the concealment of a firearm to any individual unless a license to carry a concealable weapon has first been obtained and prohibiting the purchase of concealable weapons by an individual unless a license has first been obtained.

By Supervisor Becerril, that letter be sent to the Director of Administrative Services, Solid Waste Management Program, to inquire about the City's current solid waste diversion rate; the future plans and programs that will facilitate reaching the mandated fifty percent diversion of solid waste from landfills and if the mandated fifty percent is not reached by the year 2000, what is the City's plans.

By Supervisors Ammiano, Yee, that letters be sent to the City Attorney and directors of the following departments notifying them that a hearing has been called to inquire into the Federal Bureau of Investigation's probe of awarding of City contracts to minority owned businesses: Human Rights Commission, Redevelopment Agency, Department of Public Works and Airport Commission. File 991612.

By Supervisor Ammiano, that letter be sent to the Director, Department of Building Inspection notifying him a hearing has been called to inquire into the progress of the development of an enforcement protocol by the Department of Building Inspection for contractors that violate safety precautions when removing lead from buildings and to determine the fiscal impact of fines not collected. File 991613.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

*Howard Jewel (Supervisor Bierman
Modesto Lanzone (By the entire Board)
Charles Wilfred Hoffman*

ADJOURNMENT

There being no further business, the Board at the hour of 8:47 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 13, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Monday, August 23, 1999 2:00 PM

NOV 15 1999

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

SAN FRANCISCO
PUBLIC LIBRARY

Regular Meeting

TOM AMMIANO, PRESIDENT

*ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE*

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Audit and Government Efficiency Committee

1st Tuesday

Supervisors Kaufman, Newsom, Katz

1:00 PM

Finance and Labor Committee

Wednesday

Supervisors Yee, Bierman, Ammiano

10:00 AM

Housing and Social Policy Committee

1st and 3rd Tuesday

Supervisors Teng, Bierman, Becerril

10:00 AM

Parks and Recreation Committee

2nd Tuesday

Supervisors Brown, Newsom, Leno

1:00 PM

Public Health and Environment Committee

2nd & 4th Thursday

Supervisors Bierman, Brown, Yaki

1:00 PM

Public Utilities and Deregulation Committee

3rd Tuesday

Supervisors Ammiano, Yee, Becerril

1:00 PM

Rules Committee

2nd & 4th Thursday

Supervisors Leno, Teng, Kaufman

10:00 AM

Small Business, Economic Vitality and Consumer Services Committee

1st and 3rd Thursday

Supervisors Newsom, Leno, Becerril

10:00 AM

Transportation and Land Use Committee

2nd and 4th Tuesday

Supervisors Katz, Yaki, Yee

10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair. of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Leno, Newsom, Teng - 3.

Quorum present.

Supervisor Leno was noted present at 2:08 p.m.

Supervisor Newsom was noted present at 2:11 p.m.

Supervisor Teng was noted present at 2:08 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Yaki, seconded by Supervisor Teng, moved to APPROVE the July 12, July 19, and July 26, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 8 - Kaufman, Yaki, Yee, Ammiano, Becerril, Bierman, Brown, Katz

Absent: 3 - Leno, Newsom, Teng

SPECIAL ORDER 2:00 P.M.**COMMITTEE REPORTS****Recommendations of Rules Committee**

991407 [Rebuttal Argument]
Supervisor Ammiano

Motion authorizing a rebuttal to opponent's ballot argument against Proposition A, a bond measure regarding Laguna Honda Hospital. (Clerk of the Board)

Motion No. M99-120

APPROVED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Teng, Yaki, Yee
Noes: 2 - Kaufman, Newsom

991411 [Rebuttal Argument]
Supervisors Katz, Yaki, Ammiano, Bierman, Leno, Becerril, Teng, Newsom, Kaufman, Brown, Yee

Motion authorizing a rebuttal to opponent's ballot argument against Proposition B, a charter amendment regarding retirement benefits, safety employees. (Clerk of the Board)

Motion No. M99-124

APPROVED by the following vote:

Ayes: 11 - Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee, Ammiano, Becerril

991409 [Rebuttal Argument]
Supervisor Ammiano

Motion authorizing a rebuttal to opponent's ballot argument against Proposition C, a charter amendment regarding district boundaries of the Sixth and Eleventh Districts. (Clerk of the Board)

Motion No. M99-122

APPROVED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991410 [Rebuttal Argument]
Supervisors Ammiano, Katz, Bierman, Leno**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition D, a charter amendment regarding catastrophic sick leave program. (Clerk of the Board)

Motion No. M99-123

APPROVED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991408 [Rebuttal Argument]
Supervisors Newsom, Ammiano, Yaki, Kaufman, Katz, Becerril, Leno, Teng**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition E, a charter amendment regarding Municipal Railway. (Clerk of the Board)

Motion No. M99-121

APPROVED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

CONSENT AGENDA

Recommendations of the Finance and Labor Committee

**991463 [1996-2000 Memorandum of Understanding, Transit Workers' Union Local 250-A]
Mayor**

Ordinance implementing Amendment No. 3 to the 1996-2000 Memorandum of Understanding between the City and County of San Francisco and Transit Workers' Union Local 250-A for Classification 9163 and related trainee classifications.

(Fiscal impact.)

Ordinance No. 242-99

FINALLY PASSED

991524 [State grant funds for the City Administrator-Solid Waste Management to establish the compost (converting plant debris to fertilizer), recycling and market development program at the St. Mary's Urban Youth Farm]

Resolution authorizing the Solid Waste Management Program of the City and County of San Francisco to accept and expend \$25,000 from the California Integrated Waste Management Board for an urban compost, recycling and market development pilot program. (Administrative Services Department)

Resolution No. 799-99

ADOPTED

Recommendations of the Housing and Social Policy Committee

- 991525 [State grant in the amount of \$55,000 to purchase equipment for SFPD Marine Unit at Treasure Island, to provide law enforcement services including search and rescue operations]

Resolution authorizing the Chief of Police of the City and County of San Francisco to apply for retroactively, accept and expend funds made available through the "California Department of Boating and Waterways Safety and Enforcement Equipment Grant" for the San Francisco Police Department's Marine Unit. (Police Department)

Resolution No. 800-99

ADOPTED

- 991526 [State grant in the amount of \$55,000 to purchase a vessel and trailer to replace the current 1989 Sea Ark vessel for SFPD Marine Unit at Treasure Island, to provide law enforcement services including search and rescue operations]

Resolution authorizing the Chief of Police of the City and County of San Francisco to apply for retroactively, accept and expend funds made available through the "California Department of Boating and Waterways Safety and Enforcement Vessel Replacement Grant" for the San Francisco Police Department's Marine Unit. (Police Department)

Resolution No. 801-99

ADOPTED

- 991527 [Continuous grant of \$300,000 for Police Department in coordination with City, State and local community organizations to combat crime, reduce drug dealing and drug related violence at the Ocean View/Merced Heights/Ingleside districts]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the California Office of Criminal Justice Planning for a project designated "Operation Revitalization - Ocean View/Merced Heights/Ingleside", and waiving indirect costs due to funding constraints. (Police Department)

Resolution No. 802-99

ADOPTED

Recommendations of the Public Health and Environment Committee

- 991451 [State Grant: Funds to be used for recycling cans and bottles at San Francisco's public and private schools to comply with Assembly Bill 939.]

Resolution authorizing the Solid Waste Management Program to accept and expend \$41,650 from the California Department of Conservation; waiving indirect costs. (Administrative Services Department)

Resolution No. 795-99

ADOPTED

991530 [State grant funds to reimburse the Public Health Department for indigent health care services to San Francisco residents]

Resolution authorizing the Department of Public Health to accept and expend retroactively a grant allocation of up to \$4,860,674 for fiscal year 1999-2000 funding from the State Department of Health Services for California Healthcare for Indigents Program (CHIP) funds for medical services to indigent persons, professional services, medical services contracts, materials and supplies, facilities rental, personal services and indirect costs in the amount of \$60,541, based on 11.3% of administrative and fiscal intermediary costs. (Department of Public Health)

Resolution No. 803-99

ADOPTED

Recommendations of the Rules Committee**990133 [Appointments]**

Resolution appointing one member to the Delinquency Prevention Commission. (Clerk of the Board)

(Appointing Cynthia Seymour, Seat 2, Must have interest in and be knowledgeable regarding juvenile delinquency, new four year term ending December 31, 2002.)

Resolution No. 790-99

ADOPTED

991361 [Appointments]

Resolution appointing one member to the Delinquency Prevention Commission.

(Appointing Joann Yee, Seat 6, Must have an interest in and be knowledgeable of juvenile delinquency prevention, unexpired portion of four-year term ending December 31, 2002.)

Resolution No. 792-99

ADOPTED

991577 [Appointments]

Resolution appointing ten members to the Child Care Planning Council; waiving residency requirement.

(Appointing Ellen Dektar, Seat 12, Must be nominee of the Mayor and represent the Department of Children, Youth, and Their Families, new three-year term ending April 1, 2002;

Appointing Carol Tatum, Seat 13, Must be nominee of the Mayor and represent the Recreation and Park Department, unexpired portion of three-year term ending April 1, 2001;

Appointing Gwen Henry, Seat 16, Must be nominee of the Mayor and represent the public at large, unexpired portion of three-year term ending April 1, 2000;

Appointing Edna Hazard, Seat 20, Must be nominee of the Board of Education and a client of publicly-subsidized child care program, new three-year term ending April 1, 2002;

Appointing Maria Luz Torre, Seat 21, Must be nominee of the Board of Education and a consumer of Department of Human Services child care program services, new three-year term ending April 1, 2002;

Appointing Sue Humbert-Rico, Seat 23, Must be nominee of the Board of Education and represent the local district office of Community Care Licensing, new three-year term ending April 1, 2002;

Appointing Marie Salgado, Seat 24, Must be nominee of the Board of Education and represent organized educators, new three-year term ending April 1, 2002;

Appointing Stephen Santos Rico, Seat 25, Must be nominee of the Board of Education and represent local public educational training institution, new three-year term ending April 1, 2002, waiving residency requirement;

Michele Rutherford, Seat 30, Must be nominee of the Mayor and representative of the Department of Human Services, new three-year term ending April 1, 2002.)

Resolution No. 807-99

ADOPTED

991578 [Appointment]

Resolution appointing two members to the Delinquency Prevention Commission.

(Appointing Alan Oliver, Seat 18, Must have interest in and be knowledgeable of juvenile delinquency prevention, for a new 4 year term ending June 30, 2003;

Appointing Maria Navarro, Seat 19, Must have interest in and be knowledgeable of juvenile delinquency prevention, for a new 4 year term ending June 30, 2003.)

Resolution No. 808-99

ADOPTED

Recommendations of the Transportation and Land Use Committee**991177 [Public Works Code, Administrative Penalties for Excavation]**

Supervisors Katz, Brown

Ordinance amending Public Works Code Sections 2.4.80 and 2.4.81 to allow the Director of Public Works to charge municipal excavators that violate Article 2.4 with administrative penalties and to increase the administrative penalty assessed for excavation work without a permit.

Ordinance No. 239-99

FINALLY PASSED

991276 [Weight Restriction on a portion of Albion Street]

Ordinance amending Traffic Code by adding Section 28.1.106, establishing a weight restriction on a portion of Albion Street, between 15th and 17th Streets. (Department of Parking and Traffic)

(Adds Section 28.1.106.)

Ordinance No. 241-99

FINALLY PASSED

From Transportation and Land Use Committee Without Recommendation**991193 [Street Vacation - Holland Court and a portion of Minna Street to accommodate the proposed expansion of the Moscone Convention Center Project with retail uses at 800-860 Howard St.]**

Ordinance ordering the vacation of the public street easement over Holland Court northwesterly of Howard Street between 4th Street and 5th Street and a portion of the south side of Minna Street between 4th Street and 5th Street, adopting findings pursuant to Planning Code Section 101.1, and incorporating findings relating to the issuance of a negative declaration. (Real Estate Department)

(Planning Commission Motion No. 14557 adopted March 12, 1998 affirming the decision to issue a Negative Declaration as prepared by the Planning Department; Planning Commission Resolution No. 14559 dated March 12, 1998 adopting findings of conformity with the General Plan; incorporating each and every finding contained in Motion No. 14458 authorizing the Project under Planning Code Section 309.)

Ordinance No. 240-99

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From Committee of the Whole

**991317 [Prompt Review of Fixed Pedestal Permit Denials]
Supervisor Kaufman**

Ordinance amending the Public Works Code by amending Section 184.12, regulating the placement and maintenance of newsracks on public sidewalks, streets and rights-of-way, to provide for prompt administrative and judicial review of decisions to grant, deny or revoke fixed pedestal permits, to clarify the grounds and procedures to grant, deny or revoke fixed pedestal permits, to clarify that free-standing newsracks may continue to be placed on public sidewalks, streets and rights-of-way in areas of the city that are not within fixed pedestal zones and that publications may continue to be distributed by other authorized means within fixed pedestal zones, and to make other miscellaneous technical revisions.

(Amends Section 184.12.)

Ordinance No. 234-99

FINALLY PASSED by the following vote:

Ayes: 8 - Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Noes: 3 - Ammiano, Bierman, Yee

Recommendation of the Parks and Recreation Committee

**990682 [Park Code, Alcoholic Beverages]
Supervisor Brown**

Ordinance amending Park Code Section 4.10 to add Buena Vista Park and Jose Coronado and Crocker Amazon Playgrounds to the locations in which alcohol consumption is prohibited without a permit.

(Amends Section 4.10.)

Ordinance No. 238-99

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

Called from Transportation and Land Use Committee by Supervisor Bierman

990998 [Zoning - Live/Work Moratorium: Imposing Interim Zoning Controls]
Supervisors Bierman, Ammiano

Resolution imposing Interim Zoning Controls to prohibit construction of new Live/Work Developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, for a six (6) month period, and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Supervisor Yaki, seconded by Supervisor Teng, moved to excuse Supervisor Newsom from voting on this item. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

The roll was then called on the pending resolution and it failed adoption.

NOT ADOPTED by the following vote:

Ayes: 4 - Ammiano, Bierman, Katz, Leno

Noes: 6 - Becerril, Brown, Kaufman, Teng, Yaki, Yee

Excused: 1 - Newsom

The President resumed the Chair.

NEW BUSINESS

Recommendations of the Finance and Labor Committee

- 991266 [Amending Public Works Code relating to liens on delinquent water and sewer charges affecting individually metered tenant occupied single family homes and amending late payment and utility lien collection procedures]

Ordinance amending Public Works Code Chapter X concerning the imposition of liens to recover revenues from delinquent water and sewer service accounts, by amending Section 150.1 to comport with organizational changes in the 1996 Charter, amending Section 150.2 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens; amending Section 150.3 for grammatical consistency; amending Section 150.4 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens, and deleting the phrase "special assessment"; amending Section 150.5 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens, for provision of written notice to other customers, and to permit the collection of administrative fees for overdue water and sewer service accounts; amending Section 150.6 to comport with organizational changes in the 1996 Charter; amending Section 150.7 regarding noticed hearings; amending Section 150.8 to eliminate the tax priority of liens filed under the existing ordinance; amending Section 150.9 to establish a late payment penalty fee for unpaid closed accounts; amending Section 150.10 to create a process for transfer of liens and other overdue accounts to the Tax Collector and Bureau of Delinquent Revenue Collection and authorizing the recovery of attorney's fees and costs by the Bureau; amending Section 150.11 regarding release of liens upon payment and disposition of funds collected; and amending Section 150.12 increasing debt writeoff authority from \$50 to \$200 and authorizing the Bureau of Delinquent Revenue to compromise or abandon claims submitted to it by the Public Utilities Department. (Public Utilities Commission)

(Amends Public Works Code Section 150.1 - 150.12 inclusive.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 991392 [Authorizing agreements and acceptance of assets related to the dissolution of Western Addition Parking Corporation and the lease of the Japan Center Garages at 1660 Geary Boulevard and 1680 Fillmore Street]

Ordinance authorizing the Department of Public Works to accept a gift of \$550,000 from the City of San Francisco Western Addition Parking Corporation for the renovation of the Peace Plaza at the Japanese Cultural and Trade Center; approving the dissolution of the City of San Francisco Western Addition Parking Corporation and accepting the remaining assets and liabilities of said corporation; approving the transfer of said assets and liabilities to the Japan Center Garage Corporation; approving the form of lease of the Japantown Garage to the Japan Center Garage Corporation; ratifying previous actions taken in connection with the foregoing matters; and authorizing the taking of appropriate action in connection therewith. (Department of Parking and Traffic)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 991489 [1999 Asian Art Museum Bond Sale - Issuance of the second and final series of bonds out of the total \$41,730,000 approved by the voters on November 8, 1994]

Resolution authorizing and directing the sale of not to exceed \$16,730,000 City and County of San Francisco General Obligation Bonds (Asian Art Museum Relocation Project) Series 1999D; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of funds related thereto; approving the forms of official notice of sale of Bonds; directing the publication of the notice of sale and notice of intention to sell bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

Resolution No. 796-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 991496 [Authorizing the PTC General Manager to execute an agreement with BART to pay MUNI \$2,066,513 for transferring riders to BART stations]

Resolution approving an agreement between the City and County of San Francisco and the Bay Area Rapid Transit District authorizing payment to San Francisco Municipal Railway for transfer trips provided in fiscal year 1999. (Public Transportation Commission)

Resolution No. 798-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendation of the Public Health and Environment Committee

- 990217 [Hepatitis C Prevention, Education, Testing]
Supervisors Newsom, Katz, Leno

Resolution directing the Department of Public Health to coordinate with local, state, and federal efforts for Hepatitis C prevention, education, and testing and to provide a status update to the Board of Supervisors within three months.

Resolution No. 791-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Teng assumed the Chair so the President could participate in the debate from the floor concerning the following item.

Recommendation of the Public Utilities and Deregulation Committee

991178 [Cable Access Channel Management Services]
Supervisor Bierman

Resolution supporting the continued management of the government cable access channel, Citywatch, by the nonprofit corporation known as the San Francisco Community Television Corporation (CTC) and urging the Department of Telecommunications and Information Services (DTIS) to continue the personal services contract with CTC to provide management services.

Resolution No. 825-99

ADOPTED by the following vote:

Ayes: 7 - Ammiano, Bierman, Leno, Newsom, Teng, Yaki, Yee
Noes: 4 - Becerril, Brown, Katz, Kaufman

The President resumed the Chair.

SPECIAL ORDER 3:00 P.M.

991494 [Public Hearing]

Hearing of persons interested in or objecting to report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Clerk of the Board)

(NOTE: Persons intending to object to the special assessment shall review their particular cases with Health Department officials in Room 263 City Hall, beginning at 1:00 p.m. Monday, August 23, 1999. When all Health Department reviews are completed, the Board shall hear unresolved objections.)

The privilege of the floor was granted to the following person:

Peter Sarris, 4064-4060 19th Avenue (delinquent fees waived by department).

HEARD AT PUBLIC HEARING.

From Department of Public Health

991493 [Garbage Liens - Department of Public Health]

Resolution confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Department of Public Health)

Resolution No. 797-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991531 [Public Hearing]

Hearing of persons interested in or objecting to report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, reinspection fees, and penalties for failure to file the annual unit usage report and or fees pursuant to the provisions of Sections 102.17, 102.18, 102.19 et seq., 108 and Section 110 Table I-K, of the San Francisco Building Code, and Sections 41.10 and 41.20 of Chapter 41 of the San Francisco Administrative Code submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above. (Clerk of the Board)

The privilege of the floor was granted to the following persons:

31 Harriet Street, Al Riker;

960 Howard Street, representative;

197 Desmond Street, James Murphy;

582 Grove Street, Joel Coppersmith.

HEARD AT PUBLIC HEARING.

From Department of Building Inspection**991532 [Special Assessment Liens for Assessment of Costs - Building Inspection]**

Resolution confirming report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, reinspection fees, and penalties for failure to file the annual unit usage report and or fees pursuant to the provisions of Sections 102.17, 102.18, 102.19 et seq., 108 and Section 110 Table I-K, of the San Francisco Building Code, and Sections 41.10 and 41.20 of Chapter 41 of the San Francisco Administrative Code submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above. (Department of Building Inspection)

Resolution No. 804-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991533 [Public Hearing]

Hearing of persons interested in or objecting to report of delinquent reinspection fee cost submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Clerk of the Board)

(NOTE: Persons intending to object to the special assessment shall review their particular cases with the Health Department officials in Room 278 City Hall, beginning 10:00 a.m., August 23, 1999. When all Health Department reviews are completed, the Board shall hear unresolved objections.)

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

From Department of Public Health**991534 [Reinspection Fee Liens - Department of Public Health]**

Resolution confirming report of delinquent reinspection fee cost submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon.
(Department of Public Health)

Resolution No. 805-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

COMMITTEE REPORTS**Recommendations of Rules Committee****991395 [Appointments]**

Resolution appointing one member to Assessment Appeals Board #1.

(Appointing ErmeLinda Trevino, Seat 3, Regular Member, must meet eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, for new three-year term ending September 2, 2002.)

Resolution No. 793-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991624 [Appointments]

Resolution appointing four members to the Child Care Planning Council; waiving residency requirement.

(Appointing Terry Cronan, Seat 5, Must be nominee of Supervisor Newsom and represent a Head Start Center, new three-year term ending April 1, 2002, waiving residency requirement;

Appointing September Jarrett, Seat 8, Must be nominee of Supervisor Teng and represent a community organization, new three-year term ending April 1, 2002;

Appointing Byron Sigal, Seat 10, Must be nominee of Supervisor Ammiano and represent local business, new three-year term ending April 1, 2002;

Appointing Margaret Jerene, Seat 11, Must be nominee of Supervisor Leno and represent local business, new three-year term ending April 1, 2002.)

Resolution No. 822-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendation of Small Business, Economic Vitality and Consumer Services Committee

991553 [Weekly Chinatown Night Market Pilot Project on Grant Avenue, between Washington and Broadway, to begin September between the hours of six and ten]
Supervisors Becerril, Newsom

Resolution supporting a weekly Chinatown Night Market Pilot project.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 806-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

ROLL CALL FOR INTRODUCTIONS

Appointment of President Pro Tempore

At the request of the President, Supervisor Teng assumed the Chair.

The President resumed the Chair shortly thereafter.

PUBLIC COMMENT

Abdalla Megahed, help SF homeless;

Leboriae P. Smoore, stop police from taking disabled people's cars;

Eula Walters, support transfer of Ferry Park to Recreation and Park Department;

Michael Petrelis, questions Department of Public Health recent report on increase of syphilis cases;

San Yockey, urge public hearing on the Sunshine Ordinance initiative;

Mary Alice Burns, Mission Rock tenant relocation;

James Chaffee, public library;

Ken Hayes, support proclamation, Cannabis Helping to Alleviate Medical Problems (CHAMP) Day;

Jane Hennigan, Mission Rock tenant replacement housing;

John Jenkel, preservation of carriage horses, accountability;

Lloyd Schlegal, renovate existing building for convention center use;

Larry Edmond, housing and homeless;

Male speaker, garbage liens on two vacant parcels.

CLOSED SESSION

Conference with City Attorney - Litigation

[Convene in Closed Session]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from the City Attorney as permitted by Government Code regarding the following litigation:

991415 [Potential Litigation]

Whether litigation will be filed against the City and County of San Francisco as a result of ongoing investigations being conducted by the federal government of various departments and offices of the City and County of San Francisco, pursuant to Government Code Section 54956.9(b).

There being no objection, President Ammiano requested this matter be removed and rescheduled at a future meeting.

CONTINUED.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

991416 [Commendation]

Supervisors Brown, Leno, Bierman, Newsom, Katz, Becerril, Kaufman, Yaki

Resolution commending Rev. Cecil Williams, Janice Mirikitani and the Board of Directors of Glide Housing, Inc. on the opening of the Cecil Williams Glide Community House.

Supervisor Yaki requested to be added as co-sponsor.

Resolution No. 794-99

ADOPTED

991594 [Hate-Motivated Violence in Los Angeles]

Supervisors Katz, Ammiano, Leno, Kaufman, Newsom, Becerril, Brown, Bierman, Yaki

Resolution condemning that hate-motivated violence in Los Angeles and urging all Americans to value and respect diversity.

Supervisor Yaki requested to be added as co-sponsor.

Resolution No. 809-99

ADOPTED

- 991595 [Small Business Policy]
Supervisors Leno, Teng, Katz, Newsom, Becerril, Bierman

Resolution establishing a policy to involve the Small Business Commission on policy issues of significance to the small business community in the City and County of San Francisco.

Supervisors Katz, Newsom, Becerril, Bierman requested to be added as co-sponsors

Resolution No. 810-99

ADOPTED

- 991597 [State Legislation, SB 123, Anti-Competitive Gas Pricing]
Supervisors Ammiano, Bierman, Katz

Resolution urging the California Legislature to pass SB 123 (Peace) prohibiting refiners, distributors, manufacturers or transporters of motor vehicle fuels from discriminating in price between different purchasers, and supporting the efforts of United States Senator Barbara Boxer and California Attorney General Bill Lockyer to investigate anti-competitive gasoline pricing practices.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 811-99

ADOPTED

- 991598 [Farm labor vehicles to be equipped with seat belts]
Supervisors Ammiano, Bierman, Katz, Becerril

Resolution urging the California Senate and Assembly to support Assemblyman Dean Florez's (D-Shafter) legislation requiring farm labor vehicles to be equipped with seat belts and further to offer condolences to the families of the deceased farm laborers.

Supervisors Katz, Becerril requested to be added as co-sponsors.

Resolution No. 812-99

ADOPTED

- 991599 [Paul Scofield's Mural, A Leap of Compassion]
Supervisors Ammiano, Leno, Bierman, Katz

Resolution opposing the removal and destruction of Paul Scofield's mural titled "A Leap of Compassion" located on 665 Eddy Street and further urging Citi Properties to allow the mural to remain at its present location or permit enough time for the replication and relocation of the mural to a more suitable location.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 826-99

ADOPTED

991600 [Jesus Campusano's Lilli Ann Mural]
Supervisors Ammiano, Leno, Katz, Yaki, Bierman

Resolution urging the Robert J. Cort Family Trust and the Campusano Family to enter into negotiations so that the Lilli Ann Mural can be preserved in a timely and expedient manner and further urging the Mayor's Office to investigate mechanisms to enable the City to post an \$80,000 Bond so the restoration efforts of Jesus Campusano's "Lilli Ann Mural" can be initiated.

Supervisor Yaki requested to be added as co-sponsor.

Resolution No. 813-99

ADOPTED

991601 [State Legislation, SB 1110, Rigid Plastic Packaging]
Supervisors Becerril, Bierman, Katz

Resolution endorsing Senate Bill 1110 and urging the Legislature and Governor to take all action necessary to pass the bill into law.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 814-99

ADOPTED

991602 [State Legislation, SB 332, Bottle Bill Amendment]
Supervisors Bierman, Becerril, Katz

Resolution supporting Senate Bill 332, which revises the California Beverage Container Recycling and Litter Reduction Act (commonly referred to as the "Bottle Bill").

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 815-99

ADOPTED

991603 [Commendation]
Supervisors Newsom, Becerril, Bierman

Resolution commending the parishioners of the Committee to Save Saint Brigid Church in San Francisco, California for their service and efforts to preserve the architecture and cultural history of Saint Brigid Church, and to make the neighborhood in which it stands a better, cleaner, and safer place by its preservation.

Supervisors Becerril, Bierman requested to be added as co-sponsors.

Resolution No. 816-99

ADOPTED

- 991604 [Commendation]
Supervisors Teng, Yaki, Brown, Becerril, Ammiano, Katz, Bierman, Newsom

Resolution commending San Francisco State University's achievement in securing the prestigious Chang Dai-Chien in California art exhibit and commending the World Journal on the occasion of its special commemorative edition honoring the exhibit.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 817-99

ADOPTED

- 991605 [Commendation]
Supervisors Becerril, Katz, Bierman

Resolution commending the Street Sheet newspaper on their ten year anniversary.

Resolution No. 818-99

ADOPTED

- 991606 [Commendation]
Supervisors Bierman, Kaufman, Yaki

Resolution commending Dr. Edgar Wayburn for his conservation efforts.

Supervisor Yaki requested to be added as co-sponsor.

Resolution No. 819-99

ADOPTED

- 991607 [Proclamation]
Supervisors Bierman, Leno, Katz

Resolution proclaiming August 14, 1999, "Cannabis Helping to Alleviate Medical Problems (C.H.A.M.P.) Day" in San Francisco.

Supervisors Katz, Leno requested to be added as co-sponsors.

Resolution No. 820-99

ADOPTED

- 991623 [Federal grant to Library to reimburse non-professional library staff for tuition fees spent for professional development courses in Library Science]
Supervisors Ammiano, Katz, Becerril, Bierman

Resolution authorizing the San Francisco Public Library to accept and expend \$6,795 to be awarded by the California State Library, Public Library Staff Education Program as part of the Federal Library Services and Technology Act (LSTA). Funds will be used to reimburse tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education. Employees participating in the program applied to, and were selected by, the California State Library.

Supervisors Katz, Becerril, Bierman requested to be added as co-sponsors

Resolution No. 821-99

ADOPTED

991583 [Final Map of 1101 Pacific Avenue, a 12 unit new condominium project]

Motion approving final map of 1101 Pacific Avenue, a Residential Condominium Project, being a subdivision of Lot 1, Assessor's Block No. 182, and adopting findings pursuant to Planning Code Section 101.1.
(Department of Public Works)

(DPW Order No. 171,862.)

Motion No. M99-100

APPROVED

991584 [Final Map of 701 Minna Street, a 22 unit live/work condominium project]

Motion approving final map of 701 Minna Street, a Live/Work Condominium Project, being a subdivision of Lots 62 and 88 in Assessor's Block No. 3728, and adopting findings pursuant to Planning Code Section 101.1.
(Department of Public Works)

(DPW Order No. 171,868.)

Motion No. M99-101

APPROVED

991620 [Final Map of 221 Clara Street, a 14 unit live/work condominium project]

Motion approving final map of 221 Clara Street, a Live/Work Condominium Project, being a subdivision of Lot 167 in Assessor's Block No 3753, and adopting findings pursuant to Planning Code Section 101.1.
(Department of Public Works)

(DPW Order No. 171,864.)

Motion No. M99-102

APPROVED

991621 [Final Map of 696 Pennsylvania Avenue, a 48 unit live/work condominium project]

Motion approving final map of 696 Pennsylvania Avenue, a forty eight unit Live/Work Condominium Project, being a subdivision of Lot 27 in Assessor's Block No. 4103, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,871.)

Motion No. M99-103

APPROVED

991622 [Final Map of 3824 Scott Street, a 6 unit condominium conversion project]

Motion approving final map of 3824 Scott Street, a Residential Condominium Project, being a subdivision of Lot 15, Assessor's Block No. 417B, and adopting findings pursuant to Planning Code Section 101.1.
(Department of Public Works)

(DPW Order No. 171,872.)

Motion No. M99-104

APPROVED

991634 [Final Map of 2030 Third Street, a 20 unit live/work condominium project]

Motion approving final map of 2030 Third Street, a Live/Work Condominium Project, being a subdivision of Lot 24 in Assessor's Block No. 3995, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,869.)

Motion No. M99-105

APPROVED

991635 [Final Map of 88 Hoff Street, a 20 unit construction mixed/use condominium project]

Motion approving final map of 88 Hoff Street, a Mixed/Use Condominium Project, being a subdivision of Lot 83 in Assessor's Block No. 3569, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,884.)

Motion No. M99-106

APPROVED

991636 [Final Map of 968-970-972-974-976-978 Union Street, a 6 unit condominium project]

Motion approving final map of 968-970-972-974-976-978 Union Street, a Residential Condominium Project, being a subdivision of Lot 8, Assessor's Block No. 99, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,885.)

Motion No. M99-107

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Kaufman

Severed From For Adoption Without Committee Reference Agenda**991596 [Environmental Study for Ferries]**

Supervisors Newsom, Ammiano, Katz

Resolution urging appropriate State agencies to conduct extensive environmental studies prior to drastically increasing the number of ferries traversing the San Francisco Bay and entering and leaving our ports.

Supervisor Newsom requested this matter be severed so it could be considered separately.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Newsom requested this matter be referred to committee.

Supervisor Katz requested to be added as co-sponsor.

REFERRED to the Transportation and Land Use Committee.

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Yaki, seconded by Supervisor Leno, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Kaufman

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Yaki, seconded by Supervisor Katz, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Kaufman

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Yaki, seconded by Supervisor Katz, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Kaufman

Imperative Resolutions

991641 |Commendation| Supervisors Katz, Kaufman, Bierman

Resolution commending Deputy City Attorney Leslie Trutner for her nine years of exemplary public service, specializing in the development and financing of affordable housing, and wishing her well in her future endeavors.

Supervisor Yaki, seconded by Supervisor Katz, moved adoption.

Resolution No. 823-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Kaufman

991642 |Sale of Chronicle| Supervisors Yaki, Bierman

Resolution urging the Justice Department to closely scrutinize the merger for anti-competitive effects and further urging the Justice Department to ensure that any sale of the Examiner be premised upon the buyer providing competitive daily city and regional circulation and further urging that Hearst Corporation comply with the job rights, classifications, contracts, and protections of all Chronicle and Examiner employees and further urging the Hearst Corporation give voice to San Francisco's diverse, vibrant, highly educated and civically and community-engaged population in ways comparable to that afforded the city by the two newspapers and further urging the Justice Department to hold public hearings in San Francisco on the impact of the merger.

Supervisor Yaki, seconded by Supervisor Leno, moved adoption.

Resolution No. 824-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Kaufman

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**991645 [Administrative Code Revision, Chapter 6]
Supervisor Kaufman**

Ordinance amending Chapter 6 of the San Francisco Administrative Code to delete out-dated references and obsolete provisions; to re-organize, re-number and consolidate existing provisions for a revised Chapter 6; to add provisions defining terms relevant to public works contracting; to add provisions clarifying the requirements and procedures for competitive bidding and the award of public work and related temporary professional service contracts; to increase the threshold for competitive bidding and award of public work contracts to \$100,000; to revise the procedures for emergency contracting authority; to add new procedures for job order contracts, as-needed work contracts; to clarify procedures for instituting administrative penalties or debarment of contractors submitting false claims or otherwise violating Chapter 6.

(Deletes and revises Chapter 6.)

8/23/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/22/1999.

**991647 [Live/Work Permanent Controls]
Supervisors Ammiano, Bierman**

Ordinance amending Planning Code Section 890.88 to add live/work units to the definition of residential use; amending Section 260(b)(2)(0) to delete the exemption from height limits for live/work units; amending Section 215 to add live/work units to the list of dwelling uses; and repealing subsections 772(p) and 227(q) to delete live/work units from the list of other uses; adopting findings pursuant to Planning Code Section 101.1.

(Amends Sections 890.88, 260(b)(2)(0), 215; repeals subsections 772(p) and 227(q).)

8/23/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 9/22/1999.

**991648 [Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Youth]
Supervisors Ammiano, Bierman**

Ordinance amending Administrative Code Sections 30.01 and 30.03 to change the requirement that a majority of the voting members should be under the age of 24, to revise the duties of the task force to include the monitoring of applicable memorandums of understanding and ordinances and the ability to respond when appropriate to the immediate concerns of lesbian, gay, bisexual, transgender, queer and questioning youth in order to improve their quality of life, and to provide that the task force shall continue to exist until June 30, 2000.

(Amends Sections 30.01 and 30.03.)

8/23/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 9/22/1999.

**991649 [Lead hazard notification requirements extended to allow time to determine whether the notifications performed are effective in educating the landlords and tenants of the dangers of lead hazards in the environment]
Supervisor Bierman**

Ordinance amending Health Code (lead hazard notification) Sections 1615 (Tax Collector) and 1616 (building owners) by extending the sunset provision from January 1, 2000 to January 1, 2003.

(Amends Sections 30.01 and 30.03.)

8/23/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991650 [Underground District No. 352]
Supervisor Bierman**

Ordinance creating Underground District No. 352 on 9th Avenue, Ortega Street, and 10th Avenue.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991651 [Underground District No. 353]
Supervisor Bierman**

Ordinance creating Underground District No. 353 in the mid-Lake Street area.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

Resolutions

**991646 [Interim Controls, Live/Work]
Supervisors Ammiano, Bierman**

Resolution imposing Interim Zoning Controls for a period of eight months to add live/work units to the definition of residential use in Article 8, Section 890.88 of the Planning Code; to delete the exemption from height limits for live/work units set forth in Planning Code Section 260(b)(2)(O), and to delete live/work units from the list of other uses set forth in Planning Code Section 227(p) and (q) and include live/work units in the list of dwellings set forth in Section 215; adopting findings.

8/23/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 9/22/1999.

**991652 [Comprehensive South of Market Parking and Traffic Plan]
Supervisor Katz**

Resolution establishing a comprehensive South of Market parking and traffic plan to address the South of Market traffic congestion.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991643 [Infrared Audible Signage Installation]
Mayor**

Resolution urging the Board of Supervisors to recommend and support infrared audible signage installations which will provide name and address location at every new or newly renovated, publicly owned facility.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991644 [1999 Finance Corporation Equipment Lease]
Mayor**

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an Equipment Lease Supplement No. 8 between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to equipment to be used for City purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of Lease Revenue Bonds by said nonprofit corporation in an amount not to exceed \$9,800,000; providing for reimbursement to the City of certain City expenditures incurred prior to the issuance of Lease Revenue Bonds; and approving for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith.

8/23/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991653 [State Legislation, AB 1207, Healthy Schools Act of 1999]
Supervisors Katz, Bierman

Resolution urging the California Senate to approve Assembly Bill 1207, the Healthy Schools Act of 1999.
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991654 [Peninsula Corridor Joint Powers Board farebox revenue bonds public hearing approval]
Supervisors Katz, Bierman

Resolution authorizing the issuance and sale by the Peninsula Corridor Joint Powers Board of farebox revenue bonds in an aggregate principal amount not to exceed \$4,500,000 and the issuance of grant anticipation notes in an aggregate principal amount not to exceed \$123,500,000.
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991655 [Opposing "Scorcher" Colored Tires]
Supervisors Teng, Bierman

Resolution urging Michelin/B.F. Goodrich Tires to immediately stop advertising and selling its new line of "Scorcher" colored tires.
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991656 [First Source]
Supervisor Yaki

Resolution authorizing the First Source Program as one element of the City's job creation program.
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991657 [Anti-Latino Hate Flyers]
Supervisors Ammiano, Becerril, Bierman

Resolution condemning the racist and anti-Latino misogynist and class-based hate motivated flyers distributed merchants and residents and urging the San Francisco Police Department, the District Attorney and the Human Rights Commission to fully investigate the matter.
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991658 [Smoke Eaters Gazette]
Supervisors Ammiano, Newsom, Bierman**

Resolution condemning the racist and anti-Latino misogynist newsletter entitled "Smoke Eaters Gazette" that was published and distributed to members of the San Francisco firefighters and further urging the San Francisco Fire Department, the Hate Crimes Division of the San Francisco Police Department, the District Attorney and the Human Rights Commission to fully investigate the matter and to immediately terminate, penalize and prosecute the perpetrators as soon as they are apprehended.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991659 [Fairness for Legal Immigrants Act of 1999, HR 1399, S 792]
Supervisors Becerril, Bierman**

Resolution urging Congress to approve the Fairness to Legal Immigrants Act of 1999 (H.R. 1399, S.792), restoring federal benefits for legal immigrants who were in the United States before the welfare law passed and to the most vulnerable populations who arrived after the passage of the welfare law.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991660 [School District Playing Fields]
Supervisors Becerril, Bierman**

Resolution urging San Francisco Unified School District to make school district playing fields available to community members for soccer and other sports when they are not being used by schools and urging the San Francisco Department of Recreation and Park, together with community groups, to contribute to the maintenance of school district playing fields.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991661 [State Legislation, SB 984, Cesar Chavez Holiday]
Supervisors Becerril, Bierman**

Resolution urging the California State Legislature and Governor Gray Davis to approve State Senate Bill 984 designating a State holiday in memory of Cesar E. Chavez.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991662 [Commendation]
Supervisor Teng**

Resolution commending the First Light for its valuable contributions to the community and declaring August 6, 1999 to be "The First Light Day" in San Francisco.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991663 [Proclamation]
Supervisors Teng, Bierman**

Resolution congratulating Ben Jr. and Jennifer Hom on the occasion of their wedding celebration and declaring September 11, 1999, to be "Mr. and Mrs. Ben Jr. and Jennifer Hom Day" in San Francisco.
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991664 [Commendation]
Supervisors Ammiano, Bierman**

Resolution commending Michael Sawyer for his exemplary service to Walden House and for assisting and saving countless number of people from despair, violence and self destruction and leading them towards self acceptance and love, self empowerment, and becoming responsible and productive citizens committed to empowering and enlightening others.
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991680 [Proclamation]
Supervisors Ammiano, Kaufman, Bierman**

Resolution declaring September 5, 1999 Ron McPhee Day.
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**991665 [Controller's Audit: San Francisco Public Library]
Supervisor Kaufman**

Hearing to consider the Controller's audit of revenue collection procedures and safeguards at the branch libraries of the San Francisco Public Library.
8/23/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Request that this matter be calendared at a special meeting, September 16, 1999.

**991666 [Independent Auditors: Audit Plans for the City and County of San Francisco, Fiscal Year Ending June 30, 1999]
Supervisor Kaufman**

Hearing to consider the audit plans for the City and County of San Francisco as issued by the City's independent auditors for the fiscal year ending June 30, 1999.

(Pursuant to Charter Section 9.117.)

8/23/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Request that this matter be calendared at a special meeting, September 16, 1999.

**991667 [Independent Auditors: Interim Management Letters, Fiscal Year Ending June 30, 1999]
Supervisor Kaufman**

Hearing to consider the interim management letters for the City and County of San Francisco as issued by the City's independent auditors based on their interim test work performed for the fiscal year ending June 30, 1999.

(Pursuant to Charter Section 9.117.)

8/23/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**991668 [Recreational Drugs]
Supervisors Leno, Newsom**

Hearing to consider the dangers of specific recreational drugs used in the gay community including the use of gamma hydroxy butyrate (GHB) and crystal methamphetamine and outreach and educational efforts by public agencies and community based organizations to encourage safer choices within the gay community.

8/23/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991669 [Paratransit Service]
Supervisor Newsom**

Hearing to consider the paratransit service in San Francisco and the status of our contract with a paratransit broker.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991670 [Fay Berrigan Park]
Supervisor Newsom**

Hearing to consider the status update of Fay Berrigan Park.

8/23/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991671 [Old Fillmore Jazz Preservation District]
Supervisor Newsom**

Hearing to consider the status of the Old Fillmore Jazz Preservation District.

8/23/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991672 [Ocean Avenue Revitalization]
Supervisors Newsom, Leno**

Hearing to consider the public and private programs which could be leveraged to revitalize the Ocean Avenue corridor.

8/23/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991673 [Economic Vitality of Geneva/Mission Corridors]
Supervisor Newsom**

Hearing to consider the current and future plans and projects to enhance the economic vitality of Geneva Avenue and outer Mission Street.

8/23/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991674 [India Basin Shoreline]
Supervisor Newsom**

Hearing to identify barriers, opportunities and appropriate next steps to be taken to transform the India Basin shoreline into San Francisco's next prime waterfront recreational resource.

8/23/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991675 [Date Rape Drugs]
Supervisor Becerril**

Hearing to investigate and assess City programs and services related to date rape drugs.

8/23/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991676 [Abandoned Buildings]
Supervisor Brown**

Hearing to consider advise from the Assessor, the Tax Collector and the City Attorney on what can be done, if anything, to seemingly abandoned buildings in the Tenderloin and other areas of the City to increase the City's stock of housing for the homeless.

8/23/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

Motions

**991677 [Legislative Analyst Request]
Supervisors Newsom, Leno**

Motion asking the Legislative Analyst to research City and County fleet management, including performing an audit of the number of vehicles and the process by which those vehicles are shared and analyzing best practices from other cities; and to make recommendations to reduce the number of City vehicles on the streets of San Francisco.

8/23/99, RECEIVED AND ASSIGNED to Board of Supervisors. To be placed on the September 13, 1999 Board agenda.

991678 [Needle Exchange Emergency]

Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991679 [Off Site Meeting: Parks and Recreation Committee]

Supervisor Brown

Motion moving to have the September 1999 meeting of the Parks and Recreation Committee convened at Mission Delores Basilica Auditorium, located 3321 16th Street, in the Mission District of San Francisco at 6:00 p.m.

8/23/99, RECEIVED AND ASSIGNED to Rules Committee.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES****991619 [Establishment of Airport Special Event Fund]**

Ordinance amending Administrative Code by adding Section 10.114-3 to establish an Airport Marketing, Promotion, and Event Fund; allow for the acceptance of gifts by the Airport Commission; and, authorize the Airport Commission to expend monies in fund. (Airport Commission)

(Adds Section 10.114-3.)

8/17/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991625 [Annual Appropriation Ordinance Amendment - Art Commission]

Ordinance amending the Annual Appropriation Ordinance for fiscal year 1999-2000, File Number 99-1052, Ordinance Number 208-99, adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 16.106. (Controller)

8/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991626 [Tax Rate Setting - City and County of San Francisco]

Ordinance providing revenue and levying taxes for City and County purposes and establishing pass-through for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2000. (Controller)

8/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991627 [Tax Rate Setting - S.F. Unified School District]

Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2000. (Controller)

8/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991628 [Tax Rate Setting - S.F. Community College District]

Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2000. (Controller)

8/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991629 [Settlement of Lawsuit, Nicole B. Sojat]

Ordinance authorizing settlement of the litigation of Nicole B. Sojat and the City and County of San Francisco, Department of Parking and Traffic, Ronald Appel, Michael Lum, Chris Nichel, Nancy Amaya, and Does 1-10 by payment of \$40,000. (City Attorney)

(S.F. Superior Court No. 988692.)

8/18/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

PROPOSED RESOLUTIONS

991579 [Sewer Replacement, Polk Street]

Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Polk Street from Washington Street to Clay Street - \$120,366. (Public Utilities Commission)

8/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991580 [Permitting non-City workers to perform work for the City because non-City workers can perform work at a lesser cost than City employees - Unarmed security guards at the Airport]

Resolution approving the Controller's certification that security guard services for San Francisco International Airport can be practically performed by a private contractor at a lower cost than if the work were performed by City and County employees at presently budgeted levels. (Airport Commission)

8/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991581 [Sewer Replacement, Broadway Street]

Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Broadway from Pierce Street to Scott Street - \$148,925. (Public Utilities Commission)

8/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991617 [Establishing San Francisco's 1999-2000 Appropriations Limit]

Resolution establishing the appropriations limit for fiscal year 1999-2000 pursuant to California Constitution Article XIII B. (Controller)

8/17/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991630 [Accepting gift to support the activities and operations of Project Read for non-readers conducted by the Public Library]

Resolution authorizing the San Francisco Public Library to accept and expend a gift of \$273,000 from the Friends and Foundation of the San Francisco Public Library to support Project Read, the adult literacy program of the San Francisco Public Library. (Public Library)

8/18/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

- 991631 **[State grant to partially fund the Major Narcotic Vendor Prosecution Program aimed at the county's most significant drug cases]**
Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to apply for, accept, and expend funds in the amount of \$130,054 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco District Attorney's Office Major Narcotic Vendors Prosecution Program", for the twelve month period July 1, 1999 through June 30, 2000, and waiving indirect costs due to funding constraints. (District Attorney)
8/18/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991632 **[Interim Controls in Industrial Districts, Ratifying Planning Commission Resolution No. 14861]**
Resolution ratifying City Planning Commission Resolution No. 14861 imposing interim zoning controls for property zoned M-1, M-2, C-M, RSD, SLR, SLI, SPD, SSO, in the area generally bounded by Market Street from the Embarcadero to Valencia Street, south to Twenty-fourth Street, east to Highway 101, Highway 280 and south along Mission Street to Geneva Street, and then east to the County line and the eastern shoreline, exclusive of lots under the jurisdiction of the San Francisco Port, and lots in the Mission Bay North and Mission Bay South redevelopment project areas, the Hunters Point Shipyard Redevelopment Project Area, the Rincon Point/South Beach Redevelopment Project Area and the Transbay survey area. (Planning Department)

(Negative Declaration adopted and issued July 6, 1999; Planning Commission Resolution No. 14861 imposing Interim Zoning Controls adopted August 5, 1999; companion measure to File 991633.)
8/18/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991633 **[Interim Controls in Industrial Districts, Disapproving Planning Commission Resolution No. 14861]**
Resolution disapproving City Planning Commission Resolution No. 14861 imposing interim zoning controls for property zoned M-1, M-2, C-M, RSD, SLR, SLI, SPD, SSO, in the area generally bounded by Market Street from the Embarcadero to Valencia Street, south to Twenty-fourth Street, east to Highway 101, Highway 280 and south along Mission Street to Geneva Street, and then east to the County line and the eastern shoreline, exclusive of lots under the jurisdiction of the San Francisco Port, and lots in the Mission Bay North and Mission Bay South redevelopment project areas, the Hunters Point Shipyard Redevelopment Project Area, the Rincon Point/South Beach Redevelopment Project Area and the Transbay survey area. (Planning Department)
8/18/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991637 **[Accepting gift to support the activities and operations of Project Read for non-readers conducted by the Public Library]**
Resolution authorizing the San Francisco Public Library to accept and expend \$72,000 to be awarded by the California State Library to support Project Read, the Adult Literacy Program of the San Francisco Public Library, and that indirect costs be waived. (Public Library)
8/18/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

Requests Granted

By Supervisors Leno, Newsom, Katz, Bierman, that letter be sent to the City Attorney requesting legislation be drafted which would create a medical marijuana identification (ID) card for individuals who use cannabis for medicinal purposes.

By Supervisor Leno, that letter be sent to the Chief of Police inquiring whether the Police Department has a written policy regarding the disposal and/or destruction of retired service firearms.

By Supervisor Yaki, that letter be sent to the City Attorney requesting legislation be drafted which would establish penalties for construction/contracting companies who do not post required information on temporary no-parking signs and who failed to conduct work in areas for more than two consecutive days where no-parking zones have been established.

By Supervisor Yee, that letter be sent to the Chief of Police to request a written report to the Board of Supervisors about an incident that occurred on August 19, 1999 at 8th Avenue and Clement Street between a parking control officer and a Clement Street merchant over the issuance of a parking ticket. The merchant maintains that the ticket was issued prior to the expiration of time on the meter and the police were called to resolve the issue. When the police came they arrested the merchant. The merchant asked a passerby to call his family on his behalf and the passerby alleges that in the course of trying to help the merchant, he was subjected to unnecessary force by a police officer, and was also detained.

By Supervisor Yee, that letter be sent to the Director, Department of Parking and Traffic, requesting an investigation into an incident that occurred on August 19, 1999 at 8th Avenue and Clement Street between a parking control officer and a Clement Street merchant over the issuance of a parking ticket. The merchant maintains that the ticket was issued prior to the expiration of time on the meter and the police were called to resolve the issue. When the police came they arrested the merchant. The Director is requested to indicate whether or not the time on the meter had expired and what remedies are available if parking control officers erroneously issued parking tickets.

By Supervisor Yee, that letter be sent to the Director, Office of Citizen's Complaints to request an investigation of an incident that occurred on August 19, 1999 at 8th Avenue and Clement Street between a parking control officer and a Clement Street merchant over the issuance of a parking ticket. The merchant maintains that the ticket was issued prior to the expiration of time on the meter and the police were called to resolve the issue. When the police came they arrested the merchant. The merchant asked a passerby to call his family on his behalf and the passerby alleges that in the course of trying to help the merchant, he was subjected to unnecessary force by a police officer, and was also detained.

By Supervisor Becerril, that the Clerk of the Board be requested to prepare an appropriate motion to amend the Board of Supervisors Rules of Order to permit the Board of Supervisors to (1) hold Public Comment at the beginning of meetings conducted in the community; (2) the Public Comment period will be no longer than thirty minutes; (3) members of the public may address the Board for up to three minutes; (4) an additional Public Comment period to occur following Roll Call may be added at the discretion of the Board.

By Supervisor Becerril, that the Clerk of the Board be requested to assess the impact of beginning meetings of the full Board of Supervisors at 4:00 p.m. The assessment should include a cost analysis.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Arthur Michael Ross (Supervisor Kaufman)

William R. Thorne (Supervisor Ammiano)

Dr. Alma Vida Jose (Supervisor Yaki)

Victims of earthquake in Turkey (By the entire Board)

ADJOURNMENT

There being no further business, the Board at the hour of 5:15 p.m. adjourned

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 21, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Monday, September 13, 1999 2:00 PM

NOV 15 1999

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

SAN FRANCISCO
PUBLIC LIBRARY

Regular Meeting

TOM AMMIANO, PRESIDENT

*ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE*

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday

1:00 PM

Wednesday

10:00 AM

1st and 3rd Tuesday

10:00 AM

2nd Tuesday

1:00 PM

2nd & 4th Thursday

1:00 PM

3rd Tuesday

1:00 PM

2nd & 4th Thursday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Tuesday

10:00 AM

First-named Supervisor is Chair. Second-named Supervisor is Vice-Chair. of the Committee

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Leland Y. Yee.

Members Absent: Michael Yaki.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Katz, Yaki, Yee - 3.

Quorum present.

Supervisor Katz was noted present at 2:02 p.m.

Supervisor Yaki was excused. (See infra.)

Supervisor Yee was noted present at 2:05 p.m.

Supervisor Yaki Excused From Attendance

Supervisor Becerril, seconded by Supervisor Bierman, moved to excuse Supervisor Yaki from attending today's meeting. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng

Absent: 3 - Katz, Yaki, Yee

APPROVAL OF MEETING MINUTES

Supervisor Brown, seconded by Supervisor Teng, moved to approve the August 2, August 9 and August 16, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng

Absent: 3 - Katz, Yaki, Yee

CONSENT AGENDA

Recommendations of the Finance and Labor Committee

- 991266 [Amending Public Works Code relating to liens on delinquent water and sewer charges affecting individually metered tenant occupied single family homes and amending late payment and utility lien collection procedures]
- Ordinance amending Public Works Code Chapter X concerning the imposition of liens to recover revenues from delinquent water and sewer service accounts, by amending Section 150.1 to comport with organizational changes in the 1996 Charter, amending Section 150.2 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens; amending Section 150.3 for grammatical consistency; amending Section 150.4 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens, and deleting the phrase "special assessment"; amending Section 150.5 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens, for provision of written notice to other customers, and to permit the collection of administrative fees for overdue water and sewer service accounts; amending Section 150.6 to comport with organizational changes in the 1996 Charter; amending Section 150.7 regarding noticed hearings; amending Section 150.8 to eliminate the tax priority of liens filed under the existing ordinance; amending Section 150.9 to establish a late payment penalty fee for unpaid closed accounts; amending Section 150.10 to create a process for transfer of liens and other overdue accounts to the Tax Collector and Bureau of Delinquent Revenue Collection and authorizing the recovery of attorney's fees and costs by the Bureau; amending Section 150.11 regarding release of liens upon payment and disposition of funds collected; and amending Section 150.12 increasing debt writeoff authority from \$50 to \$200 and authorizing the Bureau of Delinquent Revenue to compromise or abandon claims submitted to it by the Public Utilities Department. (Public Utilities Commission)
- (Amends Public Works Code Section 150.1 - 150.12 inclusive.)
- Ordinance No. 243-99
FINALLY PASSED
- 991392 [Authorizing agreements and acceptance of assets related to the dissolution of Western Addition Parking Corporation and the lease of the Japan Center Garages at 1660 Geary Boulevard and 1680 Fillmore Street]
- Ordinance authorizing the Department of Public Works to accept a gift of \$550,000 from the City of San Francisco Western Addition Parking Corporation for the renovation of the Peace Plaza at the Japanese Cultural and Trade Center; approving the dissolution of the City of San Francisco Western Addition Parking Corporation and accepting the remaining assets and liabilities of said corporation; approving the transfer of said assets and liabilities to the Japan Center Garage Corporation; approving the form of lease of the Japantown Garage to the Japan Center Garage Corporation; ratifying previous actions taken in connection with the foregoing matters; and authorizing the taking of appropriate action in connection therewith. (Department of Parking and Traffic)
- Ordinance No. 244-99
FINALLY PASSED

Recommendation of the Rules Committee

991640 [Appointment]

Resolution appointing one member to Assessment Appeals Board #2.

(Appointing Anita - Dolores Bedford, Seat 1, Regular Member, must meet eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, for unexpired portion of three-year term ending September 4, 2000.)

Resolution No. 828-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng

Absent: 2 - Yaki, Yee

REGULAR AGENDA

NEW BUSINESS

Recommendation of the Small Business, Economic Vitality and Consumer Services Committee

991107 [Earned Income Credit Forms]

Supervisors Leno, Newsom

Ordinance amending Administrative Code by adding Chapter 120, Sections 120.1 through 120.4, to provide that City contractors and subcontractors furnish to eligible employees certain federal forms necessary to claim the earned income credit.

(Adds Chapter 120, Sections 120.1 through 120.4.)

Supervisor Leno presented an amendment of the whole.

Supervisor Leno, seconded by Supervisor Kaufman, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 9 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Ammiano

Absent: 2 - Yaki, Yee

Supervisors Kaufman, Brown, Teng, Bierman requested to be added as co-sponsors.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 1 - Yaki

SPECIAL ORDER 3:00 P.M.

991353 [Appeal, Sidewalk Encroachment, 1702 Fulton Street]

Hearing appealing decision of the Director of Public Works by its letter dated June 21, 1999, disapproving a Minor Sidewalk Encroachment Permit No. 99MSE-356, to encroach into the sidewalk area a warped driveway ramp with two (2) railings for the proposed new garage at 1702 Fulton Street.

The President requested a summary from the Department of Public Works. There being no representative present, it was decided to continue this matter to September 21, 1999.

Supervisor Kaufman, seconded by Supervisor Teng, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 1 - Yaki

From Department of Public Works

991354 [Minor Sidewalk Encroachment Permit Appeal]

Motion disapproving the Director of Public Works' denial of an encroachment permit for 1702 Fulton Street and granting an encroachment permit.

Continued to September 21, 1999, meeting.

Supervisor Kaufman, seconded by Supervisor Teng, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 1 - Yaki

991355 [Minor Sidewalk Encroachment Permit Appeal]

Motion affirming the Director of Public Works' denial of an encroachment permit for 1702 Fulton Street and denying an encroachment permit.

Continued to September 21, 1999, meeting.

Supervisor Kaufman, seconded by Supervisor Teng, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 1 - Yaki

Request Granted

President Ammiano requested that the Clerk send a letter to interested parties notifying them the above three matters were continued to a special meeting, September 21, 1999.

No objection and Clerk directed to comply.

Appointment of President Pro Tempore

At the request of the President, Supervisor Teng assumed the Chair for a brief period.

The President resumed the Chair shortly thereafter.

PUBLIC COMMENT

Abdalla Megahed, Mission Rock Shelter closed today;
Ernestine Weiss, senior evictions, live/work units, butterfly museum;
Daniel Pieste, arrested at political debate, city budget;
Robert O'Malley, condemn Indonesia government, support living wages, Mission Rock Shelter, drug policy statistics;
Joe Braverman, San Francisco program;
Eula Walters, transfer Ferry Park to Recreation and Park Department;
Steven Art Courier, Guadalupe Elementary School graffiti program;
Worldwind Dreamer, Jewish High Holy Day, corruption in city government;
Male speaker, City Tow;
Barbara Moy, Department of Public Works, apology for staff not appearing today;
Male speaker, Muni driver with four lawsuits pending is still driving a vehicle;
Jesus, election;
Constance, Food Not Bombs;
Paul Boden, Mission Rock Shelter closure and lack of referrals;
Male speaker, housing;
Leboriae P. Smoore, jail population, police brutality;
Louise Vaughn, contract investigation;
Larry Edmun, medical marijuana.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

991677 [Legislative Analyst Request]
Supervisors Newsom, Leno

Motion asking the Legislative Analyst to research City and County fleet management, including performing an audit of the number of vehicles and the process by which those vehicles are shared and analyzing best practices from other cities; and to make recommendations to reduce the number of City vehicles on the streets of San Francisco.

Motion No. M99-110

APPROVED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee
Absent: 1 - Yaki

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Supervisors Becerril, Teng requested to be added as co-sponsors.

- 991653 [State Legislation, AB 1207, Healthy Schools Act of 1999]
Supervisors Katz, Bierman, Becerril, Teng

Resolution urging the California Senate to approve Assembly Bill 1207, the Healthy Schools Act of 1999.

Resolution No. 830-99

ADOPTED

- 991654 [Peninsula Corridor Joint Powers Board farebox revenue bonds public hearing approval]
Supervisors Katz, Bierman

Resolution authorizing the issuance and sale by the Peninsula Corridor Joint Powers Board of farebox revenue bonds in an aggregate principal amount not to exceed \$4,500,000 and the issuance of grant anticipation notes in an aggregate principal amount not to exceed \$123,500,000.

Resolution No. 831-99

ADOPTED

- 991655 [Opposing "Scorcher" Colored Tires]
Supervisors Teng, Bierman, Katz, Becerril

Resolution urging Michelin/B.F. Goodrich Tires to immediately stop advertising and selling its new line of "Scorcher" colored tires.

Supervisors Katz, Becerril requested to be added as co-sponsors.

Resolution No. 832-99

ADOPTED

- 991656 [First Source]
Supervisors Yaki, Katz, Teng, Newsom

Resolution authorizing the First Source Program as one element of the City's job creation program.

Supervisors Katz, Teng requested to be added as co-sponsors.

Resolution No. 827-99

ADOPTED

991657 [Anti-Latino Hate Flyers]**Supervisors Ammiano, Becerril, Bierman, Teng, Leno, Newsom**

Resolution condemning the racist and anti-Latino misogynist and class-based hate motivated flyers distributed merchants and residents and urging the San Francisco Police Department, the District Attorney and the Human Rights Commission to fully investigate the matter.

Supervisors Teng, Leno requested to be added as co-sponsors.

Resolution No. 833-99

ADOPTED

991658 [Smoke Eaters Gazette]**Supervisors Ammiano, Newsom, Bierman, Katz, Teng, Leno, Becerril**

Resolution condemning the racist and anti-Latino misogynist newsletter entitled "Smoke Eaters Gazette" that was published and distributed to members of the San Francisco firefighters and further urging the San Francisco Fire Department, the Hate Crimes Division of the San Francisco Police Department, the District Attorney and the Human Rights Commission to fully investigate the matter and to immediately terminate, penalize and prosecute the perpetrators as soon as they are apprehended.

Supervisors Katz, Teng, Leno, Becerril requested to be added as co-sponsors.

Resolution No. 834-99

ADOPTED

991659 [Fairness for Legal Immigrants Act of 1999, HR 1399, S 792]**Supervisors Becerril, Bierman, Katz, Teng**

Resolution urging Congress to approve the Fairness to Legal Immigrants Act of 1999 (H.R. 1399, S.792), restoring federal benefits for legal immigrants who were in the United States before the welfare law passed and to the most vulnerable populations who arrived after the passage of the welfare law.

Supervisors Katz, Teng requested to be added as co-sponsors.

Resolution No. 835-99

ADOPTED

991660 [School District Playing Fields]**Supervisors Becerril, Bierman, Katz, Teng**

Resolution urging San Francisco Unified School District to make school district playing fields available to community members for soccer and other sports when they are not being used by schools and urging the San Francisco Department of Recreation and Park, together with community groups, to contribute to the maintenance of school district playing fields.

Supervisors Katz, Teng requested to be added as co-sponsors.

Resolution No. 836-99

ADOPTED

991661 [State Legislation, SB 984, Cesar Chavez Holiday]
Supervisors Becerril, Bierman, Katz

Resolution urging the California State Legislature and Governor Gray Davis to approve State Senate Bill 984 designating a State holiday in memory of Cesar E. Chavez.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 829-99

ADOPTED

991662 [Commendation]
Supervisors Teng, Katz, Becerril

Resolution commending the First Light for its valuable contributions to the community and declaring August 6, 1999 to be "The First Light Day" in San Francisco.

Supervisors Katz, Becerril requested to be added as co-sponsors.

Resolution No. 837-99

ADOPTED

991663 [Proclamation]
Supervisors Teng, Bierman, Katz, Becerril, Newsom

Resolution congratulating Ben Jr. and Jennifer Hom on the occasion of their wedding celebration and declaring September 11, 1999, to be "Mr. and Mrs. Ben Jr. and Jennifer Hom Day" in San Francisco.

Supervisors Katz, Becerril requested to be added as co-sponsors.

Resolution No. 838-99

ADOPTED

991664 [Commendation]
Supervisors Ammiano, Bierman, Katz, Teng, Leno, Newsom

Resolution commending Michael Sawyer for his exemplary service to Walden House and for assisting and saving countless number of people from despair, violence and self destruction and leading them towards self acceptance and love, self empowerment, and becoming responsible and productive citizens committed to empowering and enlightening others.

Supervisors Katz, Teng, Leno requested to be added as co-sponsors.

Resolution No. 839-99

ADOPTED

991680 [Proclamation]
Supervisors Ammiano, Kaufman, Bierman, Katz, Newsom

Resolution declaring September 5, 1999 Ron McPhee Day.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 840-99

ADOPTED

- 991424 [Final Map of McAllister Mews, 1235 McAllister Street, a 41 unit residential condominium project]
Motion approving final map of McAllister Mews a Residential Condominium Project, being a subdivision of Lot 92, Assessor's Block No. 779, and adopting findings pursuant to Planning Code Section 101.1.
(Department of Public Works)

(DPW Order No. 171,919.)

Motion No. M99-108

APPROVED

- 991539 [Final Map of 59 Rodgers Street, an 11 unit live/work condominium project]
Motion approving final map of Rodgers Brush Properties at 59 Rodgers Street, an eleven unit Live/Work Condominium Project, being a subdivision of Lot 68 in Assessor's Block No. 3755, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,918.)

Motion No. M99-109

APPROVED

- 991678 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M99-111

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 1 - Yaki

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Newsom, seconded by Supervisor Teng, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee

Absent: 1 - Yaki

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Newsom, seconded by Supervisor Teng, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee
Absent: 1 - Yaki

Imperative Resolution

991717 [Commendation]

Supervisors Leno, Kaufman, Katz, Becerril, Bierman

Resolution commending the American Jewish Congress for launching a nationwide campaign to petition Congress to enact meaningful gun control legislation.

Resolution No. 841-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee
Absent: 1 - Yaki

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

991722 [Extend Sunset Clause-Tour Bus Prohibition on 15th Avenue]

Supervisors Yaki, Newsom

Ordinance amending Ordinance Nos. 115-96, 282-96, 270-97, and 425-97, which amended the San Francisco Police Code to prohibit tour buses on 15th Avenue from Lake Street to the Presidio, to provide that this prohibition on tour buses shall expire on December 31, 2000, rather than December 31, 1999.

9/13/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991090 [Professional Dog Walkers]
Supervisor Brown**

Ordinance amending Health Code Section 41 to add the definition of professional dog walker and by adding Section 41.15 to provide regulations for professional dog walkers.

(Amends Section 41 and adds Section 41.15.)

6/1/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

9/10/99, FILED PURSUANT TO RULE 5.39.

9/13/99, REACTIVATED PURSUANT TO RULE 5.25.

9/13/99, SUBSTITUTED. SUBSTITUTED by Supervisor Brown in Board.

9/14/99, ASSIGNED UNDER 30 DAY RULE to Parks and Recreation Committee. expires on 10/13/1999.

**991723 [Government Funding]
Mayor, Supervisors Yaki, Ammiano, Bierman, Katz, Becerril, Leno, Brown, Kaufman**

Ordinance appropriating \$657,000 of the General Fund Reserve to fund services of other City agencies- Unified School District to provide arts programs in the public schools for fiscal year 1999-2000.

9/13/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991737 [Maximum Loan Amount, Nonprofit Performing Arts Organization]
Supervisors Ammiano, Bierman, Yee**

Ordinance amending Administrative Code Section 50.22 to increase the maximum amount of a loan that may be made to a non-profit performing arts organization from \$150,000 to \$200,000.

(Amends Section 50.22.)

9/13/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Resolutions

**991724 [Commendation]
Supervisors Leno, Katz, Newsom, Bierman**

Resolution commending QTV San Francisco for its new fall TV season and for providing quality television programming with positive images of gays and lesbians and proclaiming September 20, 1999 QTV San Francisco Day.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991725 [State Legislation, H.R. 32 Industrial Hemp]
Supervisors Leno, Newsom, Bierman, Katz

Resolution endorsing House Resolution 32 relative to industrial hemp.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991726 [State Legislation, AB 1039 CalWORKs Program]
Supervisors Leno, Bierman, Katz

Resolution endorsing the intent of Assembly Bill 1039 regarding the CalWORKs Program and urging the California State Legislature to amend Assembly Bill 1039 to allow parents enrolled in a self-initiated education program to count two hours of study time for each hour of class time toward their weekly required hours of work activity.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991727 [Parking Plan - South Beach/China Basin South of Market]
Supervisors Yee, Bierman, Newsom, Katz

Resolution urging the Department of Parking and Traffic to work with the residents in the South Beach/China Basin/South of Market area to develop a comprehensive parking plan for the residents in the immediate vicinity of Pacific Bell Park.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991728 [Commendation]
Supervisors Newsom, Bierman, Katz

Resolution commending Rainforest Action Network and other groups who led a two year campaign resulting in a landmark policy change which is a step in the direction of eliminating sales of old growth wood; Home Depot for taking steps in phasing out sales for old growth forest wood; and encouraging the Forest Certification Council as defining certified wood as not coming from old growth forests.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991729 [State Legislation, AB 748]
Supervisors Newsom, Bierman, Katz

Resolution supporting AB 748 to require the State Board of Forestry and Fire Protection to establish a reasonable timber harvesting plan, along with a filing fee that would be deposited in the Timber Harvesting Plan Review Fund created by the Bill.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991730 [State Legislation, AB 717]
Supervisors Newsom, Bierman, Katz

Resolution supporting AB 717 to further define the process by which department of forestry complies with regulation governing timber harvesting plans and watershed areas.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991731 [City Hall Child Care Center]
Supervisors Teng, Ammiano, Becerril, Bierman, Katz, Leno, Newsom, Yaki, Kaufman

Resolution commending the San Francisco City Hall Child Care Center on the occasion of their grand opening celebration and declaring September 14, 1999 "San Francisco City Hall Child Care Center Day" in San Francisco.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991732 [Commendation]
Supervisors Teng, Bierman, Newsom, Becerril, Katz

Resolution commending the Asian American Orchestra and Asian Art Improv for bringing Ellington-Strayhorn's "Far East Suite" to the 18th Annual Asian American Jazz Festival in San Francisco and extending best wishes for a successful premiere.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991733 [State Legislation, AB 18, Park Bond]
Supervisors Becerril, Bierman, Katz

Resolution urging Governor Gray Davis to sign Assembly Bill 18 which would place a \$2.1 billion Park Bond on the 2000 ballot.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991734 [Central American and Haitians Adjustment Act of 1999]
Supervisors Ammiano, Katz**

Resolution urging the United States Congress to pass HR 2722, the Central American and Haitians Adjustment Act of 1999.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991735 [Commendation]
Supervisors Ammiano, Katz, Bierman, Newsom, Leno**

Resolution commending the members of the Gay Lesbian Parent Teachers Student Association of Puget Sound for their courage and vision in forming the much needed organization and for their compassion for willing to address the special needs of gay and lesbian students and parents; and further commending the Washington State Parent Teacher Association for courage and vision for granting a formal charter to Gay Lesbian Parent Teacher Student Association.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991736 [Proclamation]
Supervisors Ammiano, Katz, Bierman, Leno**

Resolution proclaiming September 25, 1999 as San Francisco Day of Remembrance for murder victims and further offering heartfelt condolences to family members and friends of those who have passed away.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991747 [Certificates of Participation - Sutter Health and California Pacific Medical Center]
Supervisor Kaufman**

Resolution authorizing the execution and delivery of Certificates of Participation by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$110,000,000 for Sutter Health and California Pacific Medical Center.

9/13/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**991738 [Public Comment, Board of Supervisors Chambers]
Supervisor Brown**

Hearing to determine what can be legally done to redefine public comment portion of the Board of Supervisors legislative meetings to maintain order, dignity, and the integrity of the chambers.

9/13/99, RECEIVED AND ASSIGNED to Rules Committee.

**991741 [State Audit of the San Francisco Unified School District]
Supervisor Yee**

Hearing to consider the findings of the State audit of the San Francisco Unified School District.

9/13/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991742 [Chronicle Merger]
Supervisor Yaki**

Hearing to consider the impact and progress of the merger of the San Francisco Chronicle.

9/13/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991743 [School Arts and Music Programs Funding]
Supervisors Teng, Bierman**

Hearing to consider and develop a vision and plan for arts and music in elementary, middle and high schools and to explore several possibilities of creating sustainable funding.

9/13/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee. Request that this matter be considered on October 19, 1999.

**991744 [Alternative Medicine]
Supervisors Teng, Bierman, Becerril**

Hearing to consider the creation of a pilot program at San Francisco General Hospital to use alternative medicine to treat drug addiction among nonviolent drug users and to use acupuncture and herbal formulas for the treatment of AIDS and HIV.

9/13/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee. Request that this matter be scheduled on September 21, 1999.

**991745 [Mission Rock Shelter Closure and Replacement Plans]
Supervisor Ammiano**

Hearing to consider the closure of the Mission Rock Shelter and replacement plans for the facility.

9/13/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991748 [Bayshore Towing]
Supervisor Ammiano**

Hearing to consider the business practices of Bayshore Towing.

9/13/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991749 [Public Safety in San Francisco Communities]
Supervisor Brown**

Hearing to address the lack of compliance with requests of citizens for foot patrol police personnel in the following areas: Mission Street, 24th Street, Western Addition, Fillmore, McAllister Street, Golden Gate, Stern Grove Park, United Nations Plaza, and 8th Street and Market Street Corridors.

9/13/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

Motions

**991739 [Off Site Meeting, Parks and Recreation Committee]
Supervisor Brown**

Motion moving to have the October 26, 1999, special meeting of the Parks and Recreation Committee convened at Bethel Christian Church's Community room, located at 1325 Valencia Street, in the Mission District of San Francisco, at 6:00 p.m.

9/13/99, RECEIVED AND ASSIGNED to Rules Committee.

**991740 [Rules of Order Amendment, Public Comment at Off Site Board Meetings]
Supervisor Becerril**

Motion amending the Rules of Order of the Board of Supervisors by amending Rule 1.5 to add Rule 1.5.1 to establish public comment at the beginning of off site Board of Supervisors meetings.

(Adds Rule 1.5.1.)

9/13/99, RECEIVED AND ASSIGNED to Rules Committee.

**991746 [Litigation]
Supervisor Kaufman**

San Franciscans for Sensible Government et al. vs. Louise H. Renne and the City and County of San Francisco, U. S. District Court No. C99-2456 CW, as permitted by Government Code Section 94956.9(a).

9/13/99, ASSIGNED to Board of Supervisors. Scheduled September 21, 1999.

Supervisor Kaufman requested the Board hold a closed session on September 21, 1999 on this matter.

No objection and request granted.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES**

- 990378** [Traffic Regulations, San Jose Avenue between Randall and 29th Streets]
Supervisors Ammiano, Leno

Ordinance amending Traffic Code by repealing Section 176.33 and adding Section 175.33 to reduce the speed limit on a portion of San Jose Avenue from 35 MPH to 30 MPH. (Department of Parking and Traffic)

(Repeals Section 176.33; adds Section 175.33.)

8/25/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

9/9/99, CLERICAL CORRECTION. 09/09/99 -Clerical correction made by Clerk on line 2 to add the words "Amending the Traffic Code by".

- 991074** [Settlement of Lawsuit: Insurance claim against Builders Risk Carrier to pay the City \$1,366,769.27]
Ordinance authorizing the settlement of the claim of the City and County of San Francisco against Builders Risk Carrier U.S. Fire Insurance Company under Policy No. 321-068464, for damage resulting from the December 11, 1995 Seacliff incident, for a settlement to the City in the amount of \$1, 366.769.27. (City Attorney)

(U.S. Superior Court No. 980-740.)

8/19/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

- 991348** [Settlement of Lawsuit: Sandra Canchola]
Ordinance authorizing settlement of litigation of Sandra Canchola against the City and County of San Francisco by payment of \$112,500. (City Attorney)

(S.F. Superior Court No. 991-333.)

9/3/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

- 991683** [Fire Code]
Ordinance re-enacting the 1998 San Francisco Fire Code on a permanent basis without modification; reaffirming endorsement of San Francisco amendments and findings of local conditions. (Fire Department)
9/1/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

- 991685** [Plumbing Code]
Ordinance re-enacting the 1998 San Francisco Plumbing Code on a permanent basis without modification; reaffirming endorsement of San Francisco amendments and findings of local conditions. (Department of Building Inspection)
9/1/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991687 [Mechanical Code]

Ordinance re-enacting the 1998 San Francisco Mechanical Code on a permanent basis without modification; reaffirming endorsement of San Francisco amendments and findings of local conditions. (Department of Building Inspection)

9/1/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991689 [Electrical Code]

Ordinance re-enacting the 1998 San Francisco Electrical Code on a permanent basis without modification; reaffirming endorsement of San Francisco amendments and findings of local conditions. (Department of Building Inspection)

9/1/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991691 [Housing Code]

Ordinance re-enacting the 1998 San Francisco Housing Code on a permanent basis without modification; reaffirming endorsement of San Francisco amendments and findings of local conditions. (Department of Building Inspection)

9/1/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991693 [Building Code]

Ordinance re-enacting the 1998 San Francisco Building Code on a permanent basis without modification; reaffirming endorsement of San Francisco amendments and findings of local conditions. (Department of Building Inspection)

9/1/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991699 [Appropriation, Water Department]

Ordinance appropriating \$300,000, Water Department, of San Francisco Water Operating Fund balance to fund the Crystal Springs Pump Station (landslide repairs) for fiscal year 1999-2000. (Controller)

(Fiscal impact.)

9/8/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991701 [Court Compensation]

Ordinance setting schedules of compensation and other economic benefits for fiscal year 1999-2000 for certain classifications of persons employed by the Superior Court of California, County of San Francisco. (Superior Courts)

9/8/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS

991643 [Infrared Audible Signage Installation]**Mayor**

Resolution supporting infrared audible signage installations which will provide name and address location at every new or newly renovated, publicly owned facility.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

9/1/99, SUBSTITUTED. Substituted by Mayor 9/1/99, bearing new title.

9/1/99, ASSIGNED to Transportation and Land Use Committee.

991700 [Lease: Award of the New International Terminal Bookstore/Cafe' Lease to Benjamin Books, Inc. for a five-year term with a minimum annual rent of \$265,854 for the first year]

Resolution approving the New International Terminal Bookstore/Cafe' Lease between Benjamin Books, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

9/8/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

From: Supervisor Newsom

To: General Manager, Recreation and Park Department

Requesting/Inquiring: Whether a study has been done on the gender parity among fiscal resources for recreational programs; whether such a study could be performed; whether the department plans to do so, and how the department would undertake such a study.

From: Supervisor Katz

To: Chief of Police, Police Department; Director, Department of Parking and Traffic; Department of School Safety Engineer Tony Young.

Requesting/Inquiring: That they discuss how to best coordinate efforts to increase enforcement of traffic moving violations at key intersections near schools throughout the City, especially during peak commute hours and following these discussions an update be provided to the Board of Supervisors in writing regarding the outcome of the discussions.

From: Supervisor Katz

To: Chief of Police, Police Department; Attention: Department Chief of Field Operations Joaquin Santos, 850 Bryant Street, Room 535.

Requesting/Inquiring: That a status update be provided to the Board of Supervisors in response to Supervisor Katz's inquiry of April 12, 1999, and Captain Roy Sullivan's of the Traffic Company reply dated April 28, 1999 on the efforts by the Police Department and its district stations to increase the monitoring and enforcement of pedestrian right-of-way violations (vehicles failing to yield to pedestrians in crosswalks per Section 21950(a) of the Vehicle Code).

From: Supervisors Katz, Bierman

To: Department of Public Works

Requesting/Inquiring: As to the feasibility of installing a historical plaque in front of the building at 2362-A Market Street, the original home of the NAMES Project, to help educate and remember the early struggle to commemorate the lives lost to AIDS and to fight for the lives at risk to AIDS. The NAMES Project will soon have to move from this site on Market Street, as it is to be developed for commercial business.

From: Supervisor Becerril

To: Director, Department of Public Works

Requesting/Inquiring: That the Board be provided a map of the northeast quadrant of the city to indicate which street lamps are under City jurisdiction and which street lamps are under PG&E jurisdiction; that the Department of Public Works provide a telephone number the public can call to report lamps in need of repair; that the Department work with PG&E to identify ways to shorten and streamline the process of repairing street lamps once they are reported as needing attention.

From: Supervisor Bierman

To: City Attorney, Assessor and Director, Department of Building Inspection

Requesting/Inquiring: That they determine if antennae and telecommunication equipment are taxable; and, if so, is the carrier or the property owner liable? And whether the City's regulations require that a permit be pulled for installation of the antennae and equipment.

From: Supervisor Bierman

To: City Attorney

Requesting/Inquiring: Prepare legislation to amend the Planning and Subdivision Codes (Condo Law) to bring tenancies-in-common into condominium conversion law and prohibit condo conversions following Ellis Act Evictions.

From: Supervisor Yee

To: City Attorney

Requesting/Inquiring: Draft legislation amending the Planning Code to require conditional use authorization for any additions to structures greater than 800 feet in the area bounded by Market Street, Portola Drive, Woodside Avenue, Laguna Honda Boulevard, Clarendon Avenue, Twin Peaks Boulevard and 17th Street.

From: Supervisor Yee

To: City Attorney

Requesting/Inquiring: To research what environmental studies the Board of Supervisors can require of Sutro Tower, Inc., in light of the fact that Sutro Tower, Inc., has added hundreds of structures to Sutro Tower since its original environmental study was completed. Options examined should include an environmental impact report and an environmental risk assessment.

From: Supervisor Yee

To: Fire Chief, Fire Department

Requesting/Inquiring: To perform a full investigation and issue a report on the death of paramedic Gina Hernandez. The report should examine whether or not other employees are in similar situations and what can be done to prevent future tragedies. The investigation should include interviews of line staff in order to gain their input as to what can be done to prevent future tragedies.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Henry Ray King (Supervisor Bierman)

Henrietta Abrahams (Supervisor Bierman)

Bernard Pechter (Supervisors Leno, Katz, Kaufman)

Victims of Earthquake in Greece (Supervisor Leno)

David C. Tong (Supervisor Teng)

Mary Fat (Yee Li Ching) (Supervisor Yee)

Gina Hernandez (Supervisors Yee, Ammiano)

Nancy Honig (Supervisor Yee)

Helen Williams (Supervisor Brown)

Damon Johnson (Supervisor Brown)

Jim "Catfish" Hunter (Supervisor Newsom)

ADJOURNMENT

There being no further business, the Board at the hour of 3:58 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

ADJOURNMENT

There being no further business, the Board at the hour of 3:58 p.m. adjourned

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 18, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Tuesday, September 21, 1999 2:00 PM

NOV 15 1999

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

SAN FRANCISCO
PUBLIC LIBRARY

Special Meeting

TOM AMMIANO, PRESIDENT

**ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE**

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday

1:00 PM

Wednesday

10:00 AM

1st and 3rd Tuesday

10:00 AM

2nd Tuesday

1:00 PM

2nd & 4th Thursday

1:00 PM

3rd Tuesday

1:00 PM

2nd & 4th Thursday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Tuesday

10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair, of the Committee

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in special session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:02 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Bierman, Katz, Teng - 3.

Quorum present.

Supervisor Bierman was noted present at 2:04 p.m.

Supervisor Katz was noted present at 2:03 p.m.

Supervisor Teng was noted present at 2:03 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Becerril, seconded by Supervisor Teng, moved to approve the August 23, 1999 Meeting Minutes. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Brown, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 3 - Bierman, Katz, Teng

CONSENT AGENDA

Recommendations of the Parks and Recreation Committee

991459 [Federal grant totaling \$24,207.25 to be used for restoration, erosion control, and trail improvement at McLaren Park, Lake Merced and Twin Peaks.]

Resolution authorizing the Recreation and Park Department to accept and expend a \$7,241.25 grant for wildlife habitat improvement on Twin Peaks Trail, a \$9,795 grant for wildlife habitat improvement at Lake Merced, and a \$7,171 grant for wildlife habitat improvement for the pond at McLaren Park. (Recreation and Parks Department)

Resolution No. 845-99

ADOPTED

991460 [State grant funds to be used for trail improvement, erosion control and restoration to be performed by S.F. Conservation Corps on contractual basis]

Resolution authorizing the Recreation and Park Department to accept and expend a \$82,196 grant for the rehabilitation of the Twin Peaks Trail from the State of California Recreational Trails Program. (Recreation and Parks Department)

Resolution No. 846-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Small Business, Economic Vitality and Consumer Services Committee

991107 [Earned Income Credit Forms]

Supervisors Leno, Newsom, Kaufman, Brown, Teng, Katz, Becerril, Bierman, Ammiano

Ordinance amending Administrative Code by adding Chapter 120, Sections 120.1 through 120.4, to provide that City contractors and subcontractors furnish to eligible employees certain federal forms necessary to claim the earned income credit.

(Adds Chapter 120, Sections 120.1 through 120.4.)

Supervisor Ammiano requested to be added as co-sponsor.

Ordinance No. 245-99

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

The President resumed the Chair.

NEW BUSINESS

Recommendations of the Finance and Labor Committee

991146 [Discrimination Based on Perception, Association or Retaliation]

Supervisors Ammiano, Teng, Katz, Becerril, Bierman, Brown, Leno, Newsom, Yaki, Yee

Ordinance amending Administrative Code Chapter 12A by amending Sections 12A.1, 12A.5, and 12A.8, Chapter 12B by amending Sections 12B.1 and 12B.2, Chapter 12C by amending Sections 12C.1 and 12C.3, and amending Police Code Article 33 by amending Sections 3303, 3304 and 3305 to prohibit discrimination based on fact or perception, discrimination based on association with members of protected classes of persons or retaliation for opposition to discrimination.

(Amends Administrative Code Chapter 12A Sections 12A.1, 12A.5 and 12A.8; Chapter 12B Sections 12B.1 and 12B.2; Chapter 12C Sections 12C.1 and 12C.3; amends Police Code Article 33 Sections 3303, 3304 and 3305.)

Supervisors Teng, Katz, Becerril, Bierman, Brown, Leno, Newsom, Yaki, Yee requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991490 [MOU Amendment No. 1, Teamsters Local 856 Supervising Nurses full retirement contribution]
Supervisor Teng**

Ordinance adopting and implementing the provisions of the amendment to the Memorandum of Understanding between Teamsters, Local 856 and the City and County of San Francisco for Supervising Nurses for the period July 1, 1998 through June 30, 2001 providing that all covered employees be placed into full retirement contribution status effective July 1, 1998 following approval of this ordinance. (Department of Human Resources)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991491 [MOU Amendment No. 1, SEIU, Local 790 Staff and Per Diem Nurses full retirement contribution]
Supervisor Teng**

Ordinance adopting and implementing the provisions of the amendment to the Memorandum of Understanding between SEIU, Local 790 and the City and County of San Francisco for Staff Nurse and Per Diem Nurses for the period July 1, 1997 through June 30, 2000 providing that all covered employees be placed into full retirement contribution status effective July 1, 1998 following approval of this ordinance. (Department of Human Resources)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991626 [Tax Rate Setting - City and County of San Francisco]

Ordinance providing revenue and levying taxes for City and County purposes and establishing pass-through for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2000. (Controller)

Supervisors Ammiano, Teng requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991627 [Tax Rate Setting - S.F. Unified School District]

Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2000. (Controller)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991628 [Tax Rate Setting - S.F. Community College District]

Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2000. (Controller)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991625 [Annual Appropriation Ordinance Amendment - Art Commission]

Ordinance amending the Annual Appropriation Ordinance for fiscal year 1999-2000, File Number 99-1052, Ordinance Number 208-99, adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 16.106. (Controller)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991426 [San Francisco Swim Center Feasibility Study]
Supervisors Yee, Bierman, Ammiano, Teng**

Resolution urging the Recreation and Park Department to perform a feasibility study of a San Francisco Swim Center at Larsen Park.

Resolution No. 844-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991579 [Sewer Replacement, Polk Street]

Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Polk Street from Washington Street to Clay Street - \$120,366. (Public Utilities Commission)

Resolution No. 849-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991593 [Single Family Mortgage Revenue Refunding Bonds, Drawdown Series 1999]
Supervisors Bierman, Teng**

Resolution authorizing the issuance, sale and delivery of City and County of San Francisco Single Family Mortgage Revenue Refunding Bonds, Drawdown Series 1999, in an aggregate principal amount not to exceed \$25,000,000; authorizing the execution and delivery of a trust indenture and a purchase contract; providing for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith.

Supervisor Teng requested to be added as co-sponsor.

Resolution No. 842-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recommendations of the Transportation and Land Use Committee

**990378 [Traffic Regulations, San Jose Avenue between Randall and 29th Streets]
Supervisor Ammiano**

Ordinance amending Traffic Code by repealing Section 176.33 and adding Section 175.33 to reduce the speed limit on a portion of San Jose Avenue from 35 MPH to 30 MPH. (Department of Parking and Traffic)

(Repeals Section 176.33; adds Section 175.33.)

Supervisor Ammiano requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991543 [Create Underground District No. 351]
Supervisor Bierman**

Ordinance creating Underground District No. 351 on 25th Street from Guerrero Street to Church Street.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991544 [Amend Underground District No. 331]
Supervisor Bierman**

Ordinance amending Ordinance No. 103-98 to redefine Underground District No. 331 in the Texas and 19th Street area by adding certain property thereto.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991650 [Underground District No. 352]
Supervisor Bierman**

Ordinance creating Underground District No. 352 on 9th Avenue, Ortega Street, and 10th Avenue.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

**991651 [Underground District No. 353]
Supervisor Bierman**

Ordinance creating Underground District No. 353 in the mid-Lake Street area.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991568 [Revocable Permit, Moscone Center Expansion Project Construction]

Resolution granting revocable permission to Moscone Center Expansion Project to temporarily close and occupy the south sidewalk and a portion of the street area on Minna Street to 505 feet west of 4th Street, north side of Howard Street from 4th Street to 5th Street, during construction operations for the Moscone Center Expansion Project. (Department of Public Works)

Resolution No. 847-99

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

- 991571 [Revocable sidewalk encroachment permit on bus bulbs to be constructed by MUNI for the purpose of installing and maintaining nine (9) works of art by Brian Goggin]**
Resolution granting revocable permission to the San Francisco Art Commission to install works of art by Brian Goggin in the paving surface of bus bulbs to be constructed by MUNI on the northerly and southerly sides of Mission Street between Precita Avenue and Cortland Avenue and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)
Resolution No. 848-99
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
- 991572 [Revocable Permit granted to Sacred Heart Cathedral Preparatory to install underground telecommunications system at La Salle/De Paul campuses to improve telephone, public address system, internet access, security system and emergency preparedness]**
Supervisor Newsom
Resolution granting revocable permission to Sacred Heart Cathedral Preparatory to install four (4) 4-inch communication conduits and three (3) pull boxes with a bolt cover for state-of-the-art communications system, from La Salle campus to De Paul campus school buildings at the Ellis Street frontage of 1055 and 1100 Ellis Street (Block 737, Lot 1) and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)
Supervisor Newsom requested to be added as co-sponsor.
Resolution No. 843-99
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
- 991591 [Caltrain Bicycle Station, Fourth and King Streets]**
Supervisors Katz, Bierman, Ammiano, Newsom, Becerril
Resolution urging the Peninsula Corridor Joint Powers Board to plan and seek appropriate funding for a bicycle station to be located at the San Francisco Caltrain Station at Fourth and King Streets.
Supervisors Bierman, Ammiano, Newsom, Becerril requested to be added as co-sponsors.
Resolution No. 850-99
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
- 991643 [Infrared Audible Signage Installation]**
Mayor, Supervisor Becerril
Resolution supporting infrared audible signage installations which will provide name and address location at every new or newly renovated, publicly owned facility and various high traffic public buildings.
Supervisor Becerril requested to be added as co-sponsor.
Resolution No. 851-99
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

SPECIAL ORDER 3:00 P.M.**991353 [Appeal, Sidewalk Encroachment, 1702 Fulton Street]**

Hearing appealing decision of the Director of Public Works by its letter dated June 21, 1999, disapproving a Minor Sidewalk Encroachment Permit No. 99MSE-356, to encroach into the sidewalk area a warped driveway ramp with two (2) railings for the proposed new garage at 1702 Fulton Street.

The representative from the Department of Public Works reported that a design solution was discussed with the appellant which will permit the department to approve the permit.

The President inquired if there was anyone present who wished to speak to this matter. There being no response, the President closed the public hearing on this item.

HEARD AT PUBLIC HEARING.

From Department of Public Works**991354 [Minor Sidewalk Encroachment Permit Appeal]**

Motion disapproving the Director of Public Works' denial of an encroachment permit for 1702 Fulton Street and granting an encroachment permit.

Supervisor Becerril, seconded by Supervisor Kaufman, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

991355 [Minor Sidewalk Encroachment Permit Appeal]

Motion affirming the Director of Public Works' denial of an encroachment permit for 1702 Fulton Street and denying an encroachment permit.

Supervisor Becerril, seconded by Supervisor Kaufman, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Yaki, Yee, Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng

PUBLIC COMMENT

Abdalla Megahed, homeless housing;

Eula Walters, Ferry Park;

Robert O'Malley, living wage, government access;

Daniel Pieste, election process, political contributions, public debate;

Worldwind Dreamer, Day of Atonement;

Alvin Johns, LBE hearing, urge hearing on Bayview Hunters Point PAC Board;

Edmun, youth, homeless, veteran programs, education;

John Jenkel, care of carriage horses.

CLOSED SESSION

Conference with City Attorney - Litigation

[Convene in Closed Session]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from the City Attorney as permitted by Government Code regarding the following litigation:

991746 [Litigation]
Supervisor Kaufman

San Franciscans for Sensible Government et al. vs. Louise H. Renne and the City and County of San Francisco, U. S. District Court No. C99-2456 CW, as permitted by Government Code Section 94956.9(a).

Supervisor Kaufman, seconded by Supervisor Katz, moved to convene in closed session. The motion carried by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Recess

The Board recessed at the hour of 3:45 p.m. to convene in closed session pursuant to above motion.

Reconvening of the Board

The Board, at the hour of 5:20 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present: Supervisors Ammiano, Bierman, Becerril, Brown, Katz, Kaufman, Leno, Teng, Yaki - 9.

Noted Absent: Supervisors Newsom, Yee - 2.

Quorum present.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board has met in closed session with the City Attorney regarding above pending litigation, as permitted by Government Code Section 54956.9(a).

The meeting was informational only and no action was taken.

HEARD IN CLOSED SESSION.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the above matter.

Supervisor Becerril, seconded by Supervisor Kaufman, moved. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki

Absent: 2 - Newsom, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

991724 [Commendation]

Supervisors Leno, Katz, Newsom, Bierman

Resolution commending QTV San Francisco for its new fall TV season and for providing quality television programming with positive images of gays and lesbians and proclaiming September 20, 1999 QTV San Francisco Day.

Resolution No. 852-99

ADOPTED

991725 [State Legislation, H.R. 32 Industrial Hemp]

Supervisors Leno, Newsom, Bierman, Katz

Resolution endorsing House Resolution 32 relative to industrial hemp.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 853-99

ADOPTED

991726 [State Legislation, AB 1039 CalWORKs Program]

Supervisors Leno, Bierman, Katz

Resolution endorsing the intent of Assembly Bill 1039 regarding the CalWORKs Program and urging the California State Legislature to amend Assembly Bill 1039 to allow parents enrolled in a self-initiated education program to count two hours of study time for each hour of class time toward their weekly required hours of work activity.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 854-99

ADOPTED

- 991727 [Parking Plan - South Beach/China Basin South of Market]**
Supervisors Yee, Bierman, Newsom, Katz

Resolution urging the Department of Parking and Traffic to work with the residents in the South Beach/China Basin/South of Market area to develop a comprehensive parking plan for the residents in the immediate vicinity of Pacific Bell Park.

Supervisors Newsom, Katz requested to be added as co-sponsors.

Resolution No. 855-99

ADOPTED

- 991728 [Commendation]**
Supervisors Newsom, Bierman, Katz

Resolution commending Rainforest Action Network and other groups who led a two year campaign resulting in a landmark policy change which is a step in the direction of eliminating sales of old growth wood; Home Depot for taking steps in phasing out sales for old growth forest wood; and encouraging the Forest Certification Council as defining certified wood as not coming from old growth forests.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 856-99

ADOPTED

- 991729 [State Legislation, AB 748]**
Supervisors Newsom, Bierman, Katz

Resolution supporting AB 748 to require the State Board of Forestry and Fire Protection to establish a reasonable timber harvesting plan, along with a filing fee that would be deposited in the Timber Harvesting Plan Review Fund created by the Bill.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 857-99

ADOPTED

- 991730 [State Legislation, AB 717]**
Supervisors Newsom, Bierman, Katz

Resolution supporting AB 717 to further define the process by which department of forestry complies with regulation governing timber harvesting plans and watershed areas.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 858-99

ADOPTED

991731 [City Hall Child Care Center]**Supervisors Teng, Ammiano, Becerril, Bierman, Katz, Leno, Newsom, Yaki, Kaufman**

Resolution commending the San Francisco City Hall Child Care Center on the occasion of their grand opening celebration and declaring September 14, 1999 "San Francisco City Hall Child Care Center Day" in San Francisco.

Resolution No. 859-99

ADOPTED

991732 [Commendation]**Supervisors Teng, Bierman, Newsom, Becerril, Katz**

Resolution commending the Asian American Orchestra and Asian Art Improv for bringing Ellington-Strayhorn's "Far East Suite" to the 18th Annual Asian American Jazz Festival in San Francisco and extending best wishes for a successful premiere.

Supervisors Newsom, Becerril, Katz requested to be added as co-sponsors.

Resolution No. 860-99

ADOPTED

991733 [State Legislation, AB 18, Park Bond]**Supervisors Becerril, Bierman, Katz**

Resolution urging Governor Gray Davis to sign Assembly Bill 18 which would place a \$2.1 billion Park Bond on the 2000 ballot.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 861-99

ADOPTED

991734 [Central American and Haitians Adjustment Act of 1999]**Supervisors Ammiano, Katz**

Resolution urging the United States Congress to pass HR 2722, the Central American and Haitians Adjustment Act of 1999.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 862-99

ADOPTED

991735 [Commendation]
Supervisors Ammiano, Katz, Bierman, Newsom, Leno

Resolution commending the members of the Gay Lesbian Parent Teachers Student Association of Puget Sound for their courage and vision in forming the much needed organization and for their compassion for willing to address the special needs of gay and lesbian students and parents; and further commending the Washington State Parent Teacher Association for courage and vision for granting a formal charter to Gay Lesbian Parent Teacher Student Association.

Supervisors Newsom, Leno requested to be added as co-sponsors

Resolution No. 863-99

ADOPTED

991736 [Proclamation]
Supervisors Ammiano, Katz, Bierman, Leno

Resolution proclaiming September 25, 1999 as San Francisco Day of Remembrance for murder victims and further offering heartfelt condolences to family members and friends of those who have passed away.

Supervisor Leno requested to be added as co-sponsor.

Resolution No. 864-99

ADOPTED

991747 [Certificates of Participation - Sutter Health and California Pacific Medical Center]
Supervisor Kaufman

Resolution authorizing the execution and delivery of Certificates of Participation by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$110,000,000 for Sutter Health and California Pacific Medical Center.

Resolution No. 865-99

ADOPTED

991753 [Proclamation]
Supervisors Teng, Becerril, Katz

Resolution welcoming the Honorable Mr. Yin-jeou Ma, Mayor of Taipei to San Francisco and declaring September 12, 1999 to be "Mayor Yin-jeou Ma Day" in San Francisco.

Resolution No. 866-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 991587 [Horse drawn vehicle legislation amendment to provide additional safeguards and protections for the use of horse-drawn vehicle animals]
Supervisor Newsom

Ordinance amending Police Code Article 7.1, Section 500.3 to change the exceptions to the permitting requirements of this article; by amending Section 501 to change the definition of qualified veterinarian and to add definitions for mechanical evaluator, qualified trainer and special event; by amending Section 502 to set forth some of the criteria the Chief of Police will consider in approving a "stand"; by amending Section 502.5 to refer to the proper code section setting forth license and permit fees; by amending Section 505 to allow animal control officers to review permits, licenses and other information, to make exception for minimum number of days of operation due to weather conditions, to change the advance notice requirements for special events, and to change the locations in which horse-drawn vehicles may load and unload passengers; by amending Section 506 to allow advertising on horse-drawn vehicles; and by amending Section 507 to provide for animal care and control to receive animal fitness reports, inspect horse-drawn vehicle animals and to approve the equipment used on the animals, and to change the standard on the use of whips.

8/16/99, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 9/15/1999.

9/21/99, SUBSTITUTED. SUBSTITUTED bearing new title by Supervisor Newsom in Board.

9/21/99, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 10/21/1999.

**991645 [Administrative Code Revision, Chapter 6]
Supervisor Kaufman**

Ordinance amending Chapter 6 of the San Francisco Administrative Code to delete out-dated references and obsolete provisions; to re-organize, re-number and consolidate existing provisions for a revised Chapter 6, to add provisions defining terms relevant to public works contracting; to add provisions clarifying the requirements and procedures for competitive bidding and the award of public work and related temporary professional service contracts; to increase the threshold for competitive bidding and award of public work contracts to \$100,000; to revise the procedures for and increase to \$250,000 emergency contracting authority; to add new procedures for job order contracts, as needed contracts, elevator, escalator and fire alarm service contracts and convention facility public work contracts; to clarify penalties and procedures for violations of Chapter 6 and the submission of false claims.

(Deletes and revises Chapter 6.)

8/23/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/22/1999.

9/21/99, SUBSTITUTED. SUBSTITUTED bearing new title by Supervisor Kaufman in Board.

9/21/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**991755 [Tour Bus Prohibition on 25th Avenue and El Camino Del Mar Extension of Sunset Clause]
Supervisors Yaki, Newsom**

Ordinance amending Ordinance Nos. 88-96, 281-96, 271-97, and 426-97, which amended the San Francisco Police Code to prohibit tour buses on El Camino Del Mar between the Presidio (approximately 290 feet east of 25th Avenue) and Legion of Honor Drive, and 25th Avenue between Lake Street and El Camino del Mar, to provide that this prohibition on tour buses shall expire on December 31, 2000, rather than December 31, 1999. 9/21/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991768 [Edgehill Mountain Slope Protection Area]
Supervisor Teng**

Ordinance amending Building Code by adding Section 106.4.1.2 to require the structural advisory committee to review and make recommendations on specified permit applications within the Edgehill Mountain Slope Protection Area, which is generally bounded by Garcia Avenue, Vasquez Avenue, Kensington Way, and Ulloa Street and traversed by Edgehill Way, and to require mandatory denial by the Director of Building Inspection under specified circumstances; amending Section 105.6.2 to specify the composition of the structural advisory committee for permit applications located within the Edgehill Mountain Slope Protection Area; amending Section 106.3.2 to require that the applicant for certain permit applications located within the Edgehill Mountain Slope Protection Area provide substantial documentation that there exists sufficient infrastructure to support the proposed residential development and that the proposed emergency access routes meet standards in effect at the time of the application; amending Section 1701.5 to require special inspections throughout the construction progress for sites located within the Edgehill Mountain Slope Protection Area.

(Amends Sections 106.4.1.2, 105.6.2, 106.3.2, 1701.5.)

9/21/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 10/21/1999.

**991771 [Mission Alcoholic Beverage Special Use Subdistrict Exception]
Supervisors Teng, Ammiano**

Ordinance amending Planning Code Section 781.8 to authorize the transfer of an existing grocery store's off-sale liquor license under limited circumstances.

(Amends Section 781.8.)

9/21/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

Resolutions

**991769 [Recreation and Park Department Bonds]
Supervisors Newsom, Kaufman, Leno, Ammiano, Bierman, Yaki, Teng, Becerril, Brown, Katz**

Draft resolution determining and declaring that the public interest and necessity demand municipal improvements consisting of the acquisition, rehabilitation, renovation, improvement, construction or reconstruction by the City and County of San Francisco of parks and recreation facilities and properties, and all other works, property and structures necessary or convenient for the foregoing purposes, that the estimated cost of \$110,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53.

(Fiscal impact.)

9/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991770 [California Academy of Science Bonds]
Supervisors Yaki, Ammiano, Newsom, Brown, Becerril, Leno, Kaufman, Katz, Bierman, Teng, Yee**

Draft resolution determining and declaring that the public interest and necessity demand municipal improvements consisting of the acquisition, rehabilitation, renovation, improvement, construction or reconstruction by the City and County of San Francisco of the California Academy of Sciences, and all other works, property and structures necessary or convenient for the foregoing purposes, that the estimated cost of \$87,980,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53.

(Fiscal impact.)

9/22/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991772 [Timers which display the amount of time remaining to pedestrians to cross at busy intersections]
Supervisor Ammiano**

Resolution urging the Department of Parking and Traffic to investigate the feasibility of installing timer displays at crosswalks and street lights to signal to pedestrians the amount of time remaining before the next signal change.

9/21/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991806 [RCN Telecom Services of California's Cable Franchise Application]
Supervisor Katz**

Resolution authorizing and urging the Department of Telecommunications and Information Services (DTIS) to request additional information from RCN Telecom Services of California, Inc. (RCN); urging DTIS to report to the Board when additional information from RCN has been received; urging DTIS to prepare an ordinance proposing revisions to the Administrative Code provisions regarding the issuance of cable franchises for the Board's consideration; urging DTIS to notify RCN of the proposal to update the Administrative Code; urging the Telecommunications Commission to hold a public hearing regarding the possible terms and conditions of an RCN franchise that would best serve community needs; urging DTIS to solicit input from other city departments regarding appropriate terms and conditions of an RCN franchise that would best meet city government and community needs; urging DTIS and the Telecommunications Commission to report their findings to the Board; finding that nothing in the resolution prevents DTIS from discussing terms of a franchise with RCN; finding that time is of the essence regarding the RCN franchise application; and urging that DTIS and the Telecommunications Commission make the RCN franchise application a priority.

9/21/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

**991764 [Hate Crimes Against African American and Jewish Communities]
Supervisors Brown, Teng, Becerril, Katz, Ammiano**

Resolution expressing concern and regret regarding the appalling silence of Southern Baptists in response to recent hate crimes committed against African American and Jewish citizens.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991773 [Octavia Boulevard/Central Freeway Environmental Noise Study]
Supervisors Leno, Bierman, Ammiano, Katz**

Resolution urging the California Department of Transportation and the Federal Highway Administration to accept the results of the environmental noise study for the Octavia Boulevard/Central Freeway Replacement Project and to certify and issue the necessary environmental clearances for the project as quickly and expeditiously as possible.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991774 [Taxi Service Expansion on Y2K]
Supervisors Newsom, Becerril, Katz, Leno, Ammiano**

Resolution urging the San Francisco Taxi Commission to seek options for extending taxi service on New Year's Eve, including but not limited to locating subsidies to provide free or reduced rate service and waiving permits for the specified period so that all inspected vehicles, including spare vehicles, could be utilized as taxis on New Year's Eve.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991775 [Taiwan Earthquake]**Supervisors Teng, Yaki, Kaufman, Bierman, Becerril, Brown, Newsom, Katz, Leno, Ammiano, Yee**

Resolution extending condolences and expressing sympathy and concern for the earthquake victims in Taiwan, urging the San Francisco community to participate in humanitarian aid efforts, and directing the Clerk of the Board of Supervisors to forward a copy of this resolution to the Taipei Economic and Cultural Office, the City of Taipei, and the Government of Taiwan.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991776 [Televising Planning Commission Meetings]**Supervisors Yee, Ammiano**

Resolution urging the Planning Commission to instruct the Community Television Corporation to broadcast meetings of the San Francisco Planning Commission.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991777 [Funding for Mission Economic Cultural Association]**Supervisors Ammiano, Becerril, Newsom, Bierman, Katz, Leno**

Resolution urging the Mayor's Office to allocate \$30,000 to the Mission Economic Cultural Association to produce, organize and promote the annual San Francisco Halloween Street Celebration as well as provide security, portable lavatories, clean up services and related services.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991779 [Salt Water Plant at Laguna San Ignacio]**Supervisor Ammiano**

Resolution urging the Mitsubishi Corporation immediately and permanently to withdraw its plans to construct a salt works plant at Laguna San Ignacio in order to preserve the last remaining breeding ground in the world for the California Gray Whales and other endangered species and further requesting the City Attorney investigate the number and type of contracts between the City and County of San Francisco and the Mitsubishi Corporation and any of its subsidiaries and the fiscal impact of divesting from those companies.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991780 [State Legislation, SB 78, Racial Profiling]**Supervisors Becerril, Bierman, Katz**

Resolution urging Governor Gray Davis to sign Senate Bill 78, the California Traffic Stops Statistics Act.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991781 [Juror Public Transit Information]
Supervisors Becerril, Newsom, Katz

Resolution urging the Superior Court in cooperation with MUNI and the Transportation Authority to create a public information demonstration project to provide public transit information to individuals serving jury duty.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991782 [Sutro Historic District, Giant Camera Obscura]
Supervisors Bierman, Ammiano, Leno, Newsom, Yaki, Brown, Becerril, Katz, Teng

Resolution supporting the Golden Gate National Recreation Area's application for the Sutro Historic District to be included in the National Register of Historic Places and urging the GGNRA to preserve the Giant Camera Obscura in its present structure and location as part of the Sutro Historic District.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991804 [Advertising on San Francisco Bay]
Supervisors Katz, Teng, Becerril, Bierman

Resolution urging the State of California and counties and cities that share the San Francisco Bay coastline with San Francisco to adopt prohibitions on advertising on the San Francisco Bay.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991783 [Commendation]
Supervisors Leno, Newsom, Bierman, Katz, Ammiano

Resolution commending Strybing Arboretum and Botanical Gardens on the occasion of the UP A TREE exhibit.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991762 [Commendation]
Supervisor Brown

Resolution commending the ninth Pastoral Anniversary of the Community Baptist Church.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991784 [Commendation]
Supervisors Leno, Newsom, Becerril, Bierman, Katz, Ammiano

Resolution celebrating San Francisco's community gardens and commending the many San Franciscans who support the community gardens in San Francisco.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991785 [Commendation]
Supervisors Leno, Bierman, Katz, Ammiano

Resolution commending the cities of Cathedral City, Berkeley, and Los Angeles for denouncing the Knight Initiative (California Definition of Marriage Act).
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991786 [Commendation]
Supervisors Leno, Bierman, Katz, Ammiano

Resolution commending Paul A. Volberding for his work in HIV/AIDS care and proclaiming September 26, 1999 Paul A. Volberding Day in San Francisco.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991787 [Commendation]
Supervisors Newsom, Teng, Becerril, Bierman, Katz

Resolution commending President of Ireland Mary McAleese on her trip to California September 20-22 1999 and her efforts to work cooperatively with Mayor Brown and others in California.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991788 [Commendation]
Supervisors Teng, Kaufman, Bierman, Becerril, Brown, Katz, Leno, Yaki, Newsom

Resolution commending Walter L. Johnson for a lifetime of leadership and commitment to working people, the San Francisco labor movement and the economic well-being of San Francisco, and declaring October 26, 1999 to be "Walter L. Johnson Day" in San Francisco.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991789 [Commendation]
Supervisors Teng, Bierman, Newsom, Becerril, Katz

Resolution commending the Bay Area Union Labor Party on the occasion of their 1999 awards dinner and declaring September 17, 1999 to be "Bay Area Union Labor Party Day" in San Francisco.
9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991790 [Commendation]
Supervisors Teng, Bierman, Katz

Resolution commending Nihonmachi Legal Outreach for its valuable contributions to the community upon the occasion of its 24th anniversary and declaring September 25, 1999, to be "Nihonmachi Legal Outreach Day" in San Francisco.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991791 [Commendation]
Supervisor Yee

Resolution commending Neil Thomsen for his work at the National Archives and Records Administration (NARA).

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991792 [Commendation]
Supervisors Yee, Becerril, Bierman, Katz, Leno

Resolution commending the National Coalition for the Homeless and proclaiming October 2, 1999 "National Day of Civil Rights of Homeless People".

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991793 [Commendation]
Supervisors Becerril, Brown, Teng

Resolution commending the Gates Millennium Scholars Program.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991805 [Commendation]
Supervisors Katz, Ammiano, Leno, Bierman, Becerril, Newsom, Teng

Resolution commending Community United Against Violence (CUAV) for their twenty years of courageous work addressing violence against lesbian, gay, bisexual, transgendered, queer and questioning (LGBTQQ) people.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**991763 [Services to Veterans]
Supervisor Brown**

Hearing to determine the scope and quality of services offered by the City and County of San Francisco, as well as the State of California, to United States veterans, particularly homeless veterans.

9/21/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991794 [City Hall Earthquake Preparedness]
Supervisors Leno, Katz**

Hearing to assess the preparedness of City Hall in the event of an earthquake or other major disaster.

9/21/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**991795 [Pedestrian Signal Indicators]
Supervisor Leno**

Hearing to determine how the installation of pedestrian signal indications throughout the City can be expedited.

9/21/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991796 [Parks Needs Assessment]
Supervisor Newsom**

Hearing to consider the results of the Parks Needs Assessment.

9/21/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991797 [Free Public Transportation and Extended Hours of Service on New Year's Eve]
Supervisor Newsom**

Hearing to consider authorizing free public transportation and extended hours of service on New Year's Eve.

9/21/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991798 [Public Utilities Commission Citizens Advisory Committee on Wastewater]
Supervisor Yee**

Hearing to assess the Public Utilities Commission Citizens Advisory Committee on Wastewater.

9/21/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

**991799 [Alemany Farmer's Market traffic and pedestrian issues]
Supervisor Ammiano**

Hearing to consider the closure of traffic lanes at the Alemany Farmer's Market and other related traffic and pedestrian issues.

9/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991800 [Gang Violence in the Mission, Bernal Heights, Excelsior and Potrero Hill Neighborhoods]
Supervisor Ammiano**

Hearing to consider the impact of gang violence on the youth residing in the Mission, Bernal Heights, Excelsior and Potrero Hill neighborhoods.

9/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Motions

**991801 [Committee Off Site Meeting]
Supervisors Teng, Becerril, Newsom**

Motion ordering a special October 27, 1999 meeting of the Housing and Social Policy Committee be held in the Mission District at the Everett Middle School, 450 Church Street, in the auditorium at 6:00 p.m.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991802 [1999 Asian Art Bond Award, Series 1999D]
Supervisor Yaki**

Draft motion awarding bonds and fixing definitive interest rates for \$16,730,000 general obligation bonds (Asian Art Museum Relocation Project), Series 1999D.

9/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991803 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

9/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES****991713 [Settlement of Lawsuit, ADA Task Force]**

Ordinance authorizing settlement of litigation of ADA Task Force Against City and County of San Francisco, et al. by payment of \$86,000. (City Attorney)

(U.S. District Court No. C97-2438 CRB.)

9/10/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

991750 [Settlement of Lawsuit, Babyruth Salazar, et al.]

Ordinance authorizing settlement of litigation of Babyruth Salazar and Andrew Salazar against the City and County of San Francisco by payment of \$30,000. (City Attorney)

(Alameda Superior Court No. H199564-0.)

9/15/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

991751 [Settlement of Lawsuit, Charlie Rivers, Jr.]

Ordinance authorizing settlement of litigation of Charlie Rivers, Jr. against the City and County of San Francisco by payment of \$100,000. (City Attorney)

(S.F. Superior Court No. 301-709.)

9/15/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

PROPOSED RESOLUTIONS**991702 [Stop Intersections]**

Resolution designating certain intersections as "Stop" intersections:

STOP SIGNS - ESTABLISH

17th Avenue and Noriega Street, northwest and southeast corners, stopping 17th Avenue (makes this an all-way STOP)

24th and Illinois Streets, northeast and southwest corners, stopping 24th Street (makes this uncontrolled intersection a two-way STOP) (Department of Parking and Traffic)

(DPT Order No. 1824.)

9/10/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991703 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

DIAGONAL (45-DEGREE ANGLE) PARKING - ESTABLISH

Broadway, north side, between Steiner and Pierce Streets (legalizes existing condition)

DIAGONAL (45-DEGREE ANGLE) PARKING - RESCIND

18th Avenue, east side, between Ulloa and Vicente Streets

GREEN (SHORT-TERM PARKING) ZONE, 7 AM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Rutland Street, west side, from Tucker Avenue to 60 feet southerly (60-foot zone)

TOUR BUS PARKING ONLY - RESCIND

Kearny Street, east side, from 66 feet to 186 feet north of Washington Street (120-foot zone)

TOW-AWAY, NO PARKING ANYTIME - RESCIND

Fella Place, both sides, between Pine and Bush Streets

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Fella Place, both sides, from Powell Street to east terminus

Larkin Street, west side, between McAllister Street and Golden Gate Avenue

Lucerne Street, both sides, from south terminus to 20 feet northerly (20-foot zones at the end of this street. eliminates all parking at the south terminus) (Department of Parking and Traffic)

(DPT Order No. 1824.)

9/10/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991704 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

Laguna Honda Boulevard, northbound, from Clarendon Avenue to approximately 750 feet southerly (750-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Laguna Honda Boulevard, east side, from approximately 350 feet to 750 feet south of Clarendon Avenue (400-foot zone)

Jackson Street, south side, from Stockton Street to 21 feet westerly (21-foot zone)

NO LEFT TURNS, 7 AM - 9 AM AND 4 PM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Duboce Avenue, eastbound, at Valencia Street

TOW-AWAY, NO STOPPING, 3 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND

Kearny Street, east side, between Jackson and Washington Streets (Department of Parking and Traffic)

(DPT Order No. 1824.)

9/10/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

- 991711 [Renewal and extension of existing seven (7) leases of real property all located in San Francisco for DPH effective July 1, 1999]
Resolution authorizing retro-active extension and renewal of certain existing leases of real property required by the Department of Public Health. (Real Estate Department)
9/10/99. RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991712 [Amendment(s) to the architectural and engineering agreement for the Moscone Center Expansion Project]
Resolution authorizing the Director of Administrative Services to execute amendment(s) to design agreement increasing the agreement sum from \$9,526,326.38 to \$14,026,326.38. (City Administrator)

(Fiscal impact.)
9/10/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991718 [State Grant to pay for Phase I improvements to Harvey Milk Plaza (at Market and Castro Street) including improved signage, lighting, street furniture and landscaping]
Resolution authorizing the Department of Public Works to apply, accept and expend a grant of \$295,500 from the State of California General Fund Program for improvements to Harvey Milk Plaza; waiving indirect costs. (Department of Public Works)
9/13/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991719 [Revocable permit to close portion of sidewalk and street area on Jessie Street for construction at 680 Mission Street]
Resolution granting revocable permission to Pankow Residential Builders II, L.P., to temporarily close and occupy the south sidewalk and a portion of the street area on Jessie Street during construction operations for the 680 Mission high rise building at 680 Mission Street. (Department of Public Works)
9/13/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991720 [Authorizing Airport Commission to purchase 13 noise insulations (for 9 dwellings and 4 churches) not to exceed \$220,472, in conformity with San Mateo's master planning process of noise reduction]
Resolution authorizing the acquisition of thirteen (13) noise easements for properties in unincorporated San Mateo County as part of the County of San Mateo's Aircraft Noise Insulation Program. (Real Estate Department)
9/13/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

From: Supervisor Leno

To: City Attorney

Requesting/Inquiring: That legislation be prepared which would eliminate mercury and mercury containing products in San Francisco.

From: Supervisor Brown

To: Association of Bay Area Governments

Requesting/Inquiring: That they place an item on their next meeting agenda to consider how to treat homelessness from a regional scope.

From: Supervisor Brown

To: Chief of Police

Requesting/Inquiring: A report on measures presently in place about the transfer of homeless encampments on sidewalks in front of businesses.

From: Supervisor Brown

To: Honorable Mayor; Attn. Mayor's Office on Homelessness

Requesting/Inquiring: A report on measures presently in place about the transfer of homeless encampments on sidewalks in front of businesses.

From: Supervisor Brown

To: City Attorney

Requesting/Inquiring: That legislation be drafted which would allow the San Francisco Police Department immediate authority to enter 236 housing developments without having to wait for first intervention from private security personnel at the particular development, similar to the authority which exists with the police department in the City of Tampa, Florida.

From: Supervisor Brown

To: Director, Department of Public Works

Requesting/Inquiring: To determine if the department can provide swifter collection of Christmas trees after the holiday season because old, discarded trees are a fire hazard, are dangerous for children to play near and clog sidewalks and parking spaces.

From: Supervisor Brown

To: San Francisco Board of Education

Requesting/Inquiring: That a joint hearing be held to determine how to hold parents and the school system responsible for keeping children in school and decreasing the rate of truancy.

From: Supervisor Brown

To: Governor Gray Davis

Requesting/Inquiring: To thank the Governor for hosting a meeting with Faith Leaders to determine better public policy to address mental illness in homeless populations.

From: Supervisor Brown

To: City Attorney

Requesting/Inquiring: That legislation be drafted which would make San Francisco a sanctuary city for Liberians, Eritreans, and Ethiopians.

From: Supervisor Newsom

To: City Attorney

Requesting/Inquiring: That legislation be drafted which would suspend the fares on MUNI revenue vehicles from 8:00 p.m. on December 31, 1999 till 4:00 a.m. January 1, 2000.

From: Supervisor Newsom

To: Taxi Commission

Requesting/Inquiring: That they extend the timeline for the first reports due on the effect of the Gate and Lease Caps per Ordinance Number s 362-98 and 364-98 until up to two months after the public interest and necessity hearings have taken place.

From: Supervisor Yee

To: City Attorney

Requesting/Inquiring: That legislation be drafted which would create an MBE/WBE/LBE Advisory Committee that would consist of a total of 11 members who would be appointed by the Board of Supervisors. The Advisory Committee would meet on a monthly basis to review the MBE/WBE/LBE program, receive public input and make recommendations on the program to the Board of Supervisors.

From: Supervisor Yee

To: City Attorney

Requesting/Inquiring: That legislation be drafted to amend the Administrative Code to require all City entities that hold public hearings to provide interpretation/translation services upon the request of the members of the public.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

William "Buzzy" Eskind (Supervisor Bierman)

Fernando Lozoya (By the Entire Board)

Gianfranco Fulvio Giotto (Supervisors Becerril, Newsom)

Victims of Hurricane Floyd (By the entire Board)

ADJOURNMENT

There being no further business, the Board at the hour of 5:22 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 18, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Monday, September 27, 1999 2:00 PM

NOV 15 1999

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

SAN FRANCISCO
PUBLIC LIBRARY

Regular Meeting

TOM AMMIANO, PRESIDENT

**ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE**

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday
1:00 PM

Wednesday
10:00 AM

1st and 3rd Tuesday
10:00 AM

2nd Tuesday
1:00 PM

2nd & 4th Thursday
1:00 PM

3rd Tuesday
1:00 PM

2nd & 4th Thursday
10:00 AM

1st and 3rd Thursday
10:00 AM

2nd and 4th Tuesday
10:00 AM

First-named Supervisor is Chair. Second-named Supervisor is Vice-Chair, of the Committee.

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

Members Absent: Amos Brown

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:02 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Brown, Katz - 2.

Quorum present.

Supervisor Brown was excused. (See infra.)

Supervisor Katz was noted present at 2:06 p.m.

Supervisor Brown Excused from Attendance

Supervisor Becerril, seconded by Supervisor Leno, moved to excuse Supervisor Brown from attending today's meeting. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 2 - Brown, Katz

CONSENT AGENDA

Recommendations of the Audit and Government Efficiency Committee

991541 [Settlement: Rita Swann, et. al.,v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Rita Swann, et al. against the City and County of San Francisco by payment of \$120,000. (City Attorney)

(S.F. Superior Court No. 976-429.

PASSED, ON FIRST READING

991629 [Settlement of Lawsuit, Nicole B. Sojat]

Ordinance authorizing settlement of the litigation of Nicole B. Sojat and the City and County of San Francisco, Department of Parking and Traffic, Ronald Appel, Michael Lum, Chris Nichel, Nancy Amaya, and Does 1-10 by payment of \$40,000. (City Attorney)

(S.F. Superior Court No. 988692.)

PASSED, ON FIRST READING

Recommendations of the Finance and Labor Committee**991146 [Discrimination Based on Perception, Association or Retaliation]**

Supervisors Ammiano, Teng, Katz, Becerril, Bierman, Brown, Leno, Newsom, Yaki, Yee

Ordinance amending Administrative Code Chapter 12A by amending Sections 12A.1, 12A.5, and 12A.8, Chapter 12B by amending Sections 12B.1 and 12B.2, Chapter 12C by amending Sections 12C.1 and 12C.3, and amending Police Code Article 33 by amending Sections 3303, 3304 and 3305 to prohibit discrimination based on fact or perception, discrimination based on association with members of protected classes of persons or retaliation for opposition to discrimination.

(Amends Administrative Code Chapter 12A Sections 12A.1, 12A.5 and 12A.8; Chapter 12B Sections 12B.1 and 12B.2; Chapter 12C Sections 12C.1 and 12C.3; amends Police Code Article 33 Sections 3303, 3304 and 3305.)

Ordinance No. 255-99

FINALLY PASSED

**991490 [MOU Amendment No. 1, Teamsters Local 856 Supervising Nurses full retirement contribution]
Supervisor Teng**

Ordinance adopting and implementing the provisions of the amendment to the Memorandum of Understanding between Teamsters, Local 856 and the City and County of San Francisco for Supervising Nurses for the period July 1, 1998 through June 30, 2001 providing that all covered employees be placed into full retirement contribution status effective July 1, 1998 following approval of this ordinance. (Department of Human Resources)

(Fiscal impact.)

Ordinance No. 256-99

FINALLY PASSED

**991491 [MOU Amendment No. 1, SEIU, Local 790 Staff and Per Diem Nurses full retirement contribution]
Supervisor Teng**

Ordinance adopting and implementing the provisions of the amendment to the Memorandum of Understanding between SEIU, Local 790 and the City and County of San Francisco for Staff Nurse and Per Diem Nurses for the period July 1, 1997 through June 30, 2000 providing that all covered employees be placed into full retirement contribution status effective July 1, 1998 following approval of this ordinance. (Department of Human Resources)

(Fiscal impact.)

Ordinance No. 257-99

FINALLY PASSED

991625 [Annual Appropriation Ordinance Amendment - Art Commission]

Ordinance amending the Annual Appropriation Ordinance for fiscal year 1999-2000, File Number 99-1052, Ordinance Number 208-99, adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 16.106. (Controller)

Ordinance No. 248-99

FINALLY PASSED

991626 [Tax Rate Setting - City and County of San Francisco]

Ordinance providing revenue and levying taxes for City and County purposes and establishing pass-through for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2000. (Controller)

Ordinance No. 249-99

FINALLY PASSED

991627 [Tax Rate Setting - S.F. Unified School District]

Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2000. (Controller)

Ordinance No. 250-99

FINALLY PASSED

991628 [Tax Rate Setting - S.F. Community College District]

Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2000. (Controller)

Ordinance No. 251-99

FINALLY PASSED

Recommendations of the Housing and Social Policy Committee

- 991492 [1999 Refugee County Plan - Funds are allocated each year by the federal Office of Refugee Settlement, administered by PIC for services and assistance to refugees]

Resolution approving the San Francisco Federal Fiscal Year 1999 Refugee County Plan and authorizing the Private Industry Council of San Francisco, Inc. to accept and expend approximately \$1,170,012 of Federal refugee funds in line with the Refugee County Plan. (Private Industry Council)

Resolution No. 869-99

ADOPTED

- 991592 [Project Impact will create a single process through which juvenile offenders with emotional disabilities will be identified, assessed, and supported through a continuum of flexible wraparound services]

Supervisor Becerril

Resolution authorizing the Mayor's Criminal Justice Council to retroactively accept and expend \$5,985,347 from the State Board of Corrections under the Juvenile Crime Enforcement Accountability Challenge Grant II (JCE&ACG) program to continue to implement the local action plan that addresses the needs of youth who are involved in the juvenile justice system.

(Fiscal impact.)

Resolution No. 867-99

ADOPTED

- 991631 [State grant to partially fund the Major Narcotic Vendor Prosecution Program aimed at the county's most significant drug cases]

Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to apply for, accept, and expend funds in the amount of \$130,054 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco District Attorney's Office Major Narcotic Vendors Prosecution Program", for the twelve month period July 1, 1999 through June 30, 2000, and waiving indirect costs due to funding constraints. (District Attorney)

Resolution No. 875-99

ADOPTED

Recommendations of the Transportation and Land Use Committee

**990378 [Traffic Regulations, San Jose Avenue between Randall and 29th Streets]
Supervisors Ammiano, Leno**

Ordinance amending Traffic Code by repealing Section 176.33 and adding Section 175.33 to reduce the speed limit on a portion of San Jose Avenue from 35 MPH to 30 MPH. (Department of Parking and Traffic)

(Repeals Section 176.33; adds Section 175.33.)

Supervisor Leno requested to be added as co-sponsor.

Ordinance No. 254-99

FINALLY PASSED

**991543 [Create Underground District No. 351]
Supervisor Bierman**

Ordinance creating Underground District No. 351 on 25th Street from Guerrero Street to Church Street.

Ordinance No. 246-99

FINALLY PASSED

**991544 [Amend Underground District No. 331]
Supervisor Bierman**

Ordinance amending Ordinance No. 103-98 to redefine Underground District No. 331 in the Texas and 19th Street area by adding certain property thereto.

Ordinance No. 247-99

FINALLY PASSED

**991650 [Underground District No. 352]
Supervisor Bierman**

Ordinance creating Underground District No. 352 on 9th Avenue, Ortega Street, and 10th Avenue.

Ordinance No. 252-99

FINALLY PASSED

**991651 [Underground District No. 353]
Supervisor Bierman**

Ordinance creating Underground District No. 353 in the mid-Lake Street area.

Ordinance No. 253-99

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 2 - Brown, Katz

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Audit and Government Efficiency Committee

**991364 [Administrative Code Revision, Chapter 7]
Supervisor Kaufman**

Ordinance amending Administrative Code Sections 7.6, 7.6-1, 7.9, 7.10, 7.11, 7.16, and 7.17 (Commander of Emergency Services, Vice-Commander, Organization, Police Reserve, Fire Reserve, Volunteers and Penalties); and by repealing Section 7.19 (Severability), to update provisions and eliminate obsolete language.

(Amends Sections 7.6, 7.6-1, 7.9, 7.10, 7.11, 7.16, and 7.17; repeals Section 7.19.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

**991365 [Administrative Code Revision, Chapter 8]
Supervisor Kaufman**

Ordinance amending Chapter 8 of part I of the San Francisco Municipal Code (Administrative Code), by amending Section 8.15 (posting departmental rules) and by repealing Sections 8.12-2 [Bicentennial Medals], 8.12-2.1 [Cable Care Centennial Medals], 8.12-3 [Joint Bicentennial Corporation], 8.18 [Inscription of Account Books], 8.19 [Compliance with Inscription Requirements] and 8.20 [Possession of Improperly Inscribed Books], to update provisions and eliminate obsolete language.

(Amends Section 8.15; repeals Sections 8.12-2, 8.12-2.1, 8.12-3, 8.13-1, 8.13-2, 8.18, 8.19 and 8.20.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

**991547 [Administrative Code Revision - Chapter 10D]
Supervisor Kaufman**

Ordinance amending Administrative Code by repealing Sections 10D.1 through 10D.6, regarding authorization expiring in 1986 for reparations to Japanese-American City employees forcibly relocated during World War II.

(Repeals Sections 10D.1 through 10D.6.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

**991548 [Administrative Code Revision - Chapter 10E]
Supervisor Kaufman**

Ordinance amending Administrative Code Sections 10E.1 through 10E.4, regarding monitoring the Downtown Plan.

(Repeals Sections 10E.1 through 10E.4.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

**991549 [Administrative Code Revision - Chapter 12]
Supervisor Kaufman**

Ordinance amending Administrative Code by repealing Sections 12.3, 12.4, 12.5, 12.6, and 12.7 regarding 1985 contract authorization for temporary City oversight of accounting, budgetary, and reporting procedures at the Housing Authority.

(Repeals Sections 12.3, 12.4, 12.5, 12.6, and 12.7.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

Appointment of President Pro Tempore

At the request of the President, Supervisor Teng assumed the Chair so the President could participate in the debate from the floor concerning the following item.

Recommendations of the Finance and Labor Committee

990624 [Healthy Air and Smog Prevention]

Supervisors Ammiano, Becerril, Bierman, Katz, Leno, Newsom, Yaki

Ordinance amending Administrative Code by adding a new Chapter 85, Sections 85.1 through 85.10, establishing a Clean Air Program within the Department of Administrative Services, establishing a Clean Air Advisory Committee, establishing a program to develop infrastructures for alternative fuel vehicles, establishing criteria for the City's procurement of zero-emission and ultra-low emission vehicles, establishing an alternative fuel vehicle purchasing pilot program in the Department of Public Transportation, identifying diesel bus lines that are appropriate for conversion to electric trolley buslines; establishing a car share program; and encouraging private and regional public entities doing business in San Francisco to use ultra-low and cleaner emission vehicles; amending Traffic Code by adding Section 32.21A to prohibit parking by non-electric vehicles in electric vehicle charging bays; amending Traffic Code Section 32.22 to provide the authority to remove non-electric vehicles in electric vehicle charging bays.

(Adds Administrative Code Sections 85.1 through 85.10; adds Traffic Code Section 32.21A; amends Section 32.22.)

Supervisor Ammiano moved to amend page 19, lines 18-20 to read as follows: "The Clean Air Program, in consultation with the Advisory Committee, shall assist the Department of Parking and Traffic and the Planning Department and other Federal and State agencies in the development of car-sharing programs in all high density urban neighborhoods of the City."

President Ammiano, seconded by Supervisor Leno, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

The President resumed the Chair.

991617 [Establishing San Francisco's 1999-2000 Appropriations Limit]

Resolution establishing the appropriations limit for fiscal year 1999-2000 pursuant to California Constitution Article XIII B. (Controller)

Resolution No. 873-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

991429 [Single Room Occupancy (SRO) Hotel Fire Prevention and Stabilization Task Force]
Supervisors Ammiano, Katz, Bierman, Newsom, Leno

Resolution establishing a Single Room Occupancy (SRO) Hotel Safety and Stabilization Task Force to make recommendations to the Mayor and the Board of Supervisors and setting forth the membership and duties of the task force.

Supervisors Newsom, Leno requested to be added as co-sponsors.

Resolution No. 868-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

991581 [Sewer Replacement, Broadway Street]

Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Broadway from Pierce Street to Scott Street - \$148,925. (Public Utilities Commission)

Resolution No. 872-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

Recommendations of the Small Business, Economic Vitality and Consumer Services Committee

991501 [Liquor License, 650 Delancey Street]

Resolution determining that the issuance of a Type 17 Beer and Wine Wholesaler and Type 20 Off-sale Beer and Wine alcoholic beverage control license to Surh-Luchtel Cellars, Inc. located at 650 Delancey Street, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Resolution No. 870-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

991542 [Liquor License Modification, 1514 Union Street, ABC File 40-328082]

Resolution determining that the request of Joseph M. Gilmartin, Jr. for the Black Horse London Deli, located at 1514 Union Street, to modify the conditions imposed on Type 40 liquor license as follows: that the hours of beer sales from 11:00 a.m. - 7:00 p.m. be changed to 12:00 p.m. - 10:00 p.m.; will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23803 of the California Business and Professions Code.

Resolution No. 871-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

991618 [Liquor License, 2800 Leavenworth]

Resolution determining that the issuance of a Type 42 on-sale beer and wine-public premises alcoholic beverage control license to Molouk and Mina Faraji for California Wine Harvest located at 2800 Leavenworth Street, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Resolution No. 874-99

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

COMMITTEE REPORTS**Recommendation of Rules Committee****991813 [Appointment]**

Resolution appointing one member to the Living Wage Task Force; waiving residency requirement.

Richard J. Martin, Jr., (seat 13, Must represent low-income workers from non-profits or businesses that contract with the City).

Failed adoption.

NOT ADOPTED by the following vote:

Ayes: 5 - Kaufman, Leno, Newsom, Teng, Yee

Noes: 5 - Ammiano, Becerril, Bierman, Katz, Yaki

Absent: 1 - Brown

The President resumed the Chair.

PUBLIC COMMENT

Eula Walters, Ferry Park;
Abdalla Megahed, homeless activist;
Jared Blumenfeld, Mitsubishi divestment;
Roger Paine, whale study;
Katherine Perry, Human Rights Commission;
Arnold Levin, Linda Salmon, Stacy Garfinkel, Andrea O'Leary, Sunnyside Conservatory renovation;
Roberta Caravelli, Evelyn Wilson, life safety code amendments;
Milton Hanks, loan to City to save cablecar;
Worldwind Dreamer, campaign of terrorism, harassment;
Jesus Gumban, employment discrimination by school district;
Jeanne Lynch, Clement Street quality of life issues-garbage, rats, health code;
Gilbert F. Criswell, Castro Sweep anniversary, televise Health Commission meetings, Stop Aids Project.

CLOSED SESSION

991681 [Public Employee Performance Evaluation]

Motion that the Board of Supervisors convene in closed session with Gloria Young, for the purpose of evaluating her performance as Clerk of the Board of Supervisors, as permitted by Government Code Section 54957. (Clerk of the Board)

Supervisor Leno, seconded by Supervisor Bierman, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

HEARD IN CLOSED SESSION.

Recess

The Board recessed at the hour of 3:56 p.m. to convene in closed session pursuant to above motion.

Reconvening of the Board

The Board, at the hour of 4:17 p.m., reconvened.

Calling the Roll

The following Supervisors were noted present: Supervisors Ammiano, Bierman, Becerril, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee - 10.

Noted Absent: Supervisor Brown - 1.

Quorum present.

Supervisor Brown was excused. See supra.

Report on Closed Session

President Ammiano indicated that the Board met in closed session concerning the above personnel matter, as authorized by Government Code Section 54957.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the above matter.

Supervisor Yaki, seconded by Supervisor Becerril, moved to not disclose its closed session deliberations. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

991762 [Commendation]

Supervisor Brown

Resolution commending the ninth Pastoral Anniversary of the Community Baptist Church.

Resolution No. 876-99

ADOPTED

991764 [Hate Crimes Against African American and Jewish Communities]
Supervisors Brown, Teng, Becerril, Katz, Ammiano

Resolution expressing concern and regret regarding the appalling silence of Southern Baptists in response to recent hate crimes committed against African American and Jewish citizens.

Supervisors Teng, Becerril, Katz, Ammiano requested to be added as co-sponsors.

Resolution No. 877-99

ADOPTED

991774 [Taxi Service Expansion on Y2K]
Supervisors Newsom, Becerril, Katz, Leno, Ammiano

Resolution urging the San Francisco Taxi Commission to seek options for extending taxi service on New Year's Eve, including but not limited to locating subsidies to provide free or reduced rate service and waiving permits for the specified period so that all inspected vehicles, including spare vehicles, could be utilized as taxis on New Year's Eve.

Supervisors Becerril, Katz, Leno, Ammiano requested to be added as co-sponsors.

Resolution No. 878-99

ADOPTED

991775 [Taiwan Earthquake]
Supervisors Teng, Yaki, Kaufman, Bierman, Becerril, Brown, Newsom, Katz, Leno, Ammiano, Yee

Resolution extending condolences and expressing sympathy and concern for the earthquake victims in Taiwan, urging the San Francisco community to participate in humanitarian aid efforts, and directing the Clerk of the Board of Supervisors to forward a copy of this resolution to the Taipei Economic and Cultural Office, the City of Taipei, and the Government of Taiwan.

Resolution No. 879-99

ADOPTED

991776 [Televising Planning Commission Meetings]
Supervisors Yee, Ammiano

Resolution urging the Planning Commission to instruct the Community Television Corporation to broadcast meetings of the San Francisco Planning Commission.

Supervisor Ammiano requested to be added as co-sponsor.

Resolution No. 880-99

ADOPTED

- 991777 [Funding for Mission Economic Cultural Association]
Supervisors Ammiano, Becerril, Newsom, Bierman, Katz, Leno

Resolution urging the Mayor's Office to allocate \$30,000 to the Mission Economic Cultural Association to produce, organize and promote the annual San Francisco Halloween Street Celebration as well as provide security, portable lavatories, clean up services and related services.

Supervisors Newsom, Bierman, Katz, Leno requested to be added as co-sponsors.

Resolution No. 881-99

ADOPTED

- 991780 [State Legislation, SB 78, Racial Profiling]
Supervisors Becerril, Bierman, Katz

Resolution urging Governor Gray Davis to sign Senate Bill 78, the California Traffic Stops Statistics Act.

Supervisors Bierman, Katz requested to be added as co-sponsors.

Resolution No. 883-99

ADOPTED

- 991781 [Juror Public Transit Information]
Supervisors Becerril, Newsom, Katz

Resolution urging the Superior Court in cooperation with MUNI and the Transportation Authority to create a public information demonstration project to provide public transit information to individuals serving jury duty.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 884-99

ADOPTED

- 991782 [Sutro Historic District, Giant Camera Obscura]
Supervisors Bierman, Ammiano, Leno, Newsom, Yaki, Brown, Becerril, Katz, Teng

Resolution supporting the Golden Gate National Recreation Area's application for the Sutro Historic District to be included in the National Register of Historic Places and urging the GGNRA to preserve the Giant Camera Obscura in its present structure and location as part of the Sutro Historic District.

Supervisor Teng requested to be added as co-sponsor.

Resolution No. 885-99

ADOPTED

- 991783 [Commendation]
Supervisors Leno, Newsom, Bierman, Katz, Ammiano

Resolution commending Strybing Arboretum and Botanical Gardens on the occasion of the UP A TREE exhibit.

Supervisors Newsom, Bierman, Katz, Ammiano requested to be added as co-sponsors.

Resolution No. 886-99

ADOPTED

- 991784 [Commendation]
Supervisors Leno, Newsom, Becerril, Bierman, Katz, Ammiano

Resolution celebrating San Francisco's community gardens and commending the many San Franciscans who support the community gardens in San Francisco.

Supervisors Newsom, Becerril, Bierman, Katz, Ammiano requested to be added as co-sponsors.

Resolution No. 887-99

ADOPTED

- 991785 [Commendation]
Supervisors Leno, Bierman, Katz, Ammiano

Resolution commending the cities of Cathedral City, Berkeley, and Los Angeles for denouncing the Knight Initiative (California Definition of Marriage Act).

Supervisors Bierman, Katz, Ammiano requested to be added as co-sponsors.

Resolution No. 888-99

ADOPTED

- 991786 [Commendation]
Supervisors Leno, Bierman, Katz, Ammiano

Resolution commending Paul A. Volberding for his work in HIV/AIDS care and proclaiming September 26, 1999 Paul A. Volberding Day in San Francisco.

Supervisors Bierman, Katz, Ammiano requested to be added as co-sponsors.

Resolution No. 889-99

ADOPTED

- 991787 [Commendation]
Supervisors Newsom, Teng, Becerril, Bierman, Katz

Resolution commending President of Ireland Mary McAleese on her trip to California September 20-22 1999 and her efforts to work cooperatively with Mayor Brown and others in California.

Supervisors Teng, Becerril, Bierman, Katz requested to be added as co-sponsors.

Resolution No. 890-99

ADOPTED

- 991788 [Commendation]
Supervisors Teng, Kaufman, Bierman, Becerril, Brown, Katz, Leno, Yaki, Newsom

Resolution commending Walter L. Johnson for a lifetime of leadership and commitment to working people, the San Francisco labor movement and the economic well-being of San Francisco, and declaring October 26, 1999 to be "Walter L. Johnson Day" in San Francisco.

Resolution No. 891-99

ADOPTED

- 991789 [Commendation]
Supervisors Teng, Bierman, Newsom, Becerril, Katz

Resolution commending the Bay Area Union Labor Party on the occasion of their 1999 awards dinner and declaring September 17, 1999 to be "Bay Area Union Labor Party Day" in San Francisco.

Supervisors Newsom, Becerril, Katz requested to be added as co-sponsors.

Resolution No. 892-99

ADOPTED

- 991790 [Commendation]
Supervisors Teng, Bierman, Katz

Resolution commending Nihonmachi Legal Outreach for its valuable contributions to the community upon the occasion of its 24th anniversary and declaring September 25, 1999, to be "Nihonmachi Legal Outreach Day" in San Francisco.

Supervisors Bierman, Katz requested to be added as co-sponsors.

Resolution No. 893-99

ADOPTED

- 991791 [Commendation]
Supervisor Yee

Resolution commending Neil Thomsen for his work at the National Archives and Records Administration (NARA).

Resolution No. 894-99

ADOPTED

- 991792 [Commendation]
Supervisors Yee, Becerril, Bierman, Katz, Leno

Resolution commending the National Coalition for the Homeless and proclaiming October 2, 1999 "National Day of Civil Rights of Homeless People".

Supervisors Becerril, Bierman, Katz, Leno requested to be added as co-sponsors.

Resolution No. 895-99

ADOPTED

- 991793 [Commendation]
Supervisors Becerril, Brown, Teng

Resolution commending the Gates Millennium Scholars Program.

Supervisor Teng requested to be added as co-sponsor.

Resolution No. 896-99

ADOPTED

991804 [Advertising on San Francisco Bay]
Supervisors Katz, Teng, Becerril, Bierman

Resolution urging the State of California and counties and cities that share the San Francisco Bay coastline with San Francisco to adopt prohibitions on advertising on the San Francisco Bay.

Supervisors Teng, Becerril, Bierman requested to be added as co-sponsors.

Resolution No. 897-99

ADOPTED

991805 [Commendation]
Supervisors Katz, Ammiano, Leno, Bierman, Becerril, Newsom, Teng

Resolution commending Community United Against Violence (CUAV) for their twenty years of courageous work addressing violence against lesbian, gay, bisexual, transgendered, queer and questioning (LGBTQQ) people.

Supervisors Newsom, Teng requested to be added as co-sponsors.

Resolution No. 898-99

ADOPTED

991766 [Final Map of 786 Minna Street, a new 12 unit live/work condominium project]
Motion approving final map of 786 Minna Street, a Live/Work Condominium Project, being a subdivision of Lot 104 in Assessor's Block No. 3728, and adopting findings pursuant to Planning Code Section 101.1 (Department of Public Works)

(DPT Order No. 171,947.)

Motion No. M99-112

APPROVED

991801 [Committee Off Site Meeting]
Supervisors Teng, Becerril, Newsom

Motion ordering a special October 27, 1999 meeting of the Housing and Social Policy Committee be held in the Mission District at the Everett Middle School, 450 Church Street, in the auditorium at 6:00 p.m.

Supervisor Newsom requested to be added as co-sponsor.

Motion No. M99-113

APPROVED

991803 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M99-114

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

Severed From For Adoption Without Committee Reference Agenda

991779 [Salt Water Plant at Laguna San Ignacio]
Supervisor Ammiano

Resolution urging the Mitsubishi Corporation immediately and permanently to withdraw its plans to construct a salt works plant at Laguna San Ignacio in order to preserve the last remaining breeding ground in the world for the California Gray Whales and other endangered species and further requesting the City Attorney investigate the number and type of contracts between the City and County of San Francisco and the Mitsubishi Corporation and any of its subsidiaries and the fiscal impact of divesting from those companies.

Supervisor Becerril requested this matter be severed so it could be considered separately.

Resolution No. 882-99

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Yaki, seconded by Supervisor Kaufman, moved to excuse Supervisor Becerril from voting on this item.
The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

Supervisors Bierman, Katz requested to be added as co-sponsors.

The roll was then called on the pending resolution.

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

Excused: 1 - Becerril

991773 [Octavia Boulevard/Central Freeway Environmental Noise Study]
Supervisors Leno, Bierman, Ammiano, Katz

Resolution urging the California Department of Transportation and the Federal Highway Administration to accept the results of the environmental noise study for the Octavia Boulevard/Central Freeway Replacement Project and to certify and issue the necessary environmental clearances for the project as quickly and expeditiously as possible.

Supervisor Yee requested this matter be severed so it could be considered separately.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Yee requested this matter be referred to committee.

REFERRED to the Transportation and Land Use Committee.

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Leno, seconded by Supervisor Bierman, moved ADOPTION of the serious Injury finding. The motion carried by the following vote:

Ayes: 10 - Yaki, Yee, Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng

Absent: 1 - Brown

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leno, seconded by Supervisor Teng, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leno, seconded by Supervisor Teng, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

Serious Injury Imperative Resolutions**991824 [Definition of Minority-owned Firm]
Supervisor Becerril**

Resolution urging the National Minority Supplier Development Council to delay changing their definition of minority-owned firm until they do a study of the potential adverse impact of their proposal on small minority owned businesses and, if they do dilute their definition of minority-owned firm, urging City of San Francisco departments, agencies and commissions to avoid contracting with corporations that support the National Minority Supplier Development Council definition.

Resolution No. 901-99

ADOPTED

**991825 [Grant funds to purchase books and materials for Project Read Program]
Supervisor Bierman**

Resolution authorizing the San Francisco Public Library to accept and expend one thousand dollars (\$1,000) to be awarded by the California State Library, through the National City Public Library, as part of the literacy for adults and children, library materials for an informed community program, of the library services and technology act; the funds will be used to purchase books and materials for the Library's Project Read Program, to be located in the main Library.

Resolution No. 902-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

Commendatory Imperative Resolutions**991822 [Commendation]
Supervisors Leno, Katz, Ammiano, Bierman, Newsom, Teng, Kaufman**

Resolution commending the Horizons Foundation on its 20th Anniversary.

Resolution No. 899-99

ADOPTED

991823 [Commendation]
Supervisors Leno, Katz, Ammiano, Bierman, Newsom, Teng, Kaufman

Resolution commending the Golden Gate Business Association on its 25th Anniversary.

9/27/99, ADOPTED.

Resolution No. 900-99

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

991827 [Color Tires]
Supervisors Teng, Yaki, Kaufman, Ammiano, Bierman, Becerril, Katz, Leno

Ordinance amending Police Code by adding Article 42A (Sections 4200A.1 through 4200A.4) prohibiting the sale of tires with colored treads and making manufacturers strictly liable for costs related to the clean-up of graffiti caused by tires with colored treads.

(Adds Sections 4200A.1 through 4200A.4.)

9/27/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 10/27/1999.

991828 [Government Funding, Gift to City of Taipei to fund earthquake relief efforts]
Supervisors Teng, Yaki, Kaufman, Bierman, Becerril

Ordinance appropriating \$200,000 from the General Fund Reserve for an emergency gift to the City of Taipei to fund earthquake relief efforts, through the Office of the Mayor, for fiscal year 1999-2000.

9/27/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991829 [To establish a Children and Families First Department to be managed by the Children and Families First Commission]
Supervisor Teng

Ordinance amending Administrative Code Section 86.1 to establish a Children and Families First Department and require the Children and Families First Commission and Department of Children, Youth and Their Families (DCYF) to enter into a memorandum of understanding setting forth the administrative services DCYF will provide for the Commission and Department; by amending Section 86.2 to authorize the Commission to hire an executive director and additional staff if permitted by the budget; and by amending Section 86.3 to correct drafting errors.

(Amends Sections 86.1, 86.2 and 86.3.)

9/27/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 10/27/1999.

- 991830 [Administrative Code Revision, Chapter 10C]
Supervisor Kaufman

Ordinance amending Administrative Code Sections 10C.1, 10C.2 and 10C.5 to provide for the waiver as well as the reimbursement of towing fees, to provide for waiver or reimbursement of towing fees for certain stolen vehicles, to prohibit reimbursement of towing fees where the vehicle owner cannot provide proof of financial responsibility, and to clarify the procedure and time limit for seeking reimbursement of towing fees.

(Amends Sections 10C.1, 10C.2 and 10C.5.)

9/27/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 10/27/1999.

Resolutions

- 991831 [Coca Cola Recycled Plastics]
Supervisors Newsom, Bierman

Resolution urging the Coca-Cola Corporation and its subsidiaries to use recycled plastics in its products.
9/27/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

- 991832 [Mid-Embarcadero Arts Enrichment]
Supervisors Bierman, Yaki, Teng

Resolution recommending that San Francisco's policy of arts enrichment for public improvement projects be interpreted broadly to include both visual and performing arts projects, and urging the Arts Commission and the San Francisco Transportation Authority to support the organ pavilion project as art enrichment for the Mid-Embarcadero Roadway project.

9/27/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991833 [Sunnyside Conservatory Renovation and Funding]
Supervisor Leno**

Resolution urging the Recreation and Parks Department to conduct a cost analysis for the renovation of the Sunnyside Conservatory and to allocate funding in the fiscal year 2000-2001 budget for regular gardening and maintenance of the property.

9/27/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991834 [Gift Acceptance, Chronicle Publishing Company, to fund red light camera]
Mayor**

Resolution authorizing the acceptance of a gift of one hundred thousand dollars (\$100,000) from the Chronicle Publishing Company to fund a red light camera at the intersection of 5th and Mission Streets.

9/27/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**991826 [Federal Funding - Community Development]
Mayor**

Resolution approving the amendment to the final proposal and action plan for San Francisco's 1999 Community Development Block Grant Program, Emergency Shelter Grant Program, and HOME Investment Partnership resulting from a three month extension of the existing 1999 program year.

9/27/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991835 [State Legislation, SB 428, Environmental Study for Ferries]
Supervisors Newsom, Ammiano, Becerril, Yaki, Bierman, Teng, Katz, Leno**

Resolution supporting Senate Bill 428, especially its environmentally sensitive provisions calling for appropriate State agencies to perform a feasibility analysis for use of alternative fuel in marine engines and ground transportation and a plan for monitoring air emissions and water impacts that is mutually agreed upon by all concerned agencies.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991836 [Mission Creek Park]
Supervisors Ammiano, Bierman**

Resolution urging the Redevelopment Agency Commission to adopt a plan for Mission Creek Park that features the natural beauty of the creek and supports the wildlife habitat.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991837 [Castro Sweep 10th Anniversary]
Supervisors Ammiano, Leno, Bierman, Katz

Resolution commemorating the tenth anniversary of the Castro Sweep and further expressing the hope that tragic events such as the Castro Sweep shall never be repeated and further commending local queer activists, community based organizations and the San Francisco Police Department for working diligently to improve and enhance relations between the San Francisco police officers and the San Francisco gay, lesbian, bisexual and transgender queer communities.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991838 [School Computer Literacy Project]
Supervisors Becerril, Bierman, Katz

Resolution urging the San Francisco Unified School District to establish a computer literacy project for all schools in the bottom 25th percentile, to structure the program as a public, private non-profit partnership, and to seek financial support for the program from private foundations and corporations, particularly those that receive revenues from the computer industry.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991839 [Ending Violence Against Women Campaign]
Supervisors Kaufman, Teng, Bierman, Becerril, Katz, Leno, Newsom, Yaki

Resolution supporting the Commission on the Status of Women in their "Ending Violence Against Women and Girls: A Comprehensive Campaign for San Francisco" program and urging all City departments and members of the San Francisco's communities to collaborate with the COSW to implement this citywide campaign to end violence against women and girls.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991840 [Taxi Service during the 1999 Halloween Celebration]
Supervisors Leno, Ammiano, Bierman, Becerril, Katz, Newsom, Yaki

Resolution urging the San Francisco Taxi Commission to seek options for extending taxi service during the 1999 Halloween celebration, including but not limited to waiving permits for the specified period so that all inspected vehicles, including spare vehicles, could be utilized as taxis that night.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991841 [Extended BART Service for 1999 Halloween Celebration]
Supervisors Leno, Ammiano, Bierman, Becerril, Katz, Newsom, Yaki

Resolution urging Bay Area Rapid Transit to extend its service to 1:30 A.M. on November 1, 1999 to accommodate increased need for and usage of public transportation for this year's Halloween celebration in San Francisco.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991844 [Extended Municipal Railway Service for 1999 Halloween Celebration]
Supervisors Leno, Ammiano, Bierman, Becerril, Katz

Resolution urging the San Francisco Municipal Railway (MUNI) to extend its service to 1:30 A.M. on November 1, 1999 to accommodate increased need for and usage of public transportation for this year's Halloween celebration in San Francisco.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991842 [Messenger Appreciation Day]
Supervisors Ammiano, Bierman, Becerril, Katz, Yaki

Resolution designating October 8, 1999 as Messenger Appreciation Day.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991843 [Commendation]
Supervisors Leno, Katz

Resolution commending Sandra Butler and the documentary "Ruthie and Connie: More Than A Love Story."

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

- 991845 [Taxi Service Rates Review]
Supervisors Newsom, Ammiano

Hearing to review the rates of taxi service (pursuant to Police Code Section 1137).

9/27/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee. The Board must review taxi rates by December 1, 1999.

- 991846 [Substance Abuse Education]
Supervisor Newsom

Hearing to consider the availability of substance abuse education in public schools.

9/27/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

- 991847 [Performance Audit, Commission on the Status of Women]
Supervisor Kaufman

Hearing to consider the Controller's performance audit of the Commission on the Status of Women.

9/27/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Request that this matter be scheduled at the November 2, 1999 meeting.

**991851 [Closure of Mt. Zion]
Supervisor Katz**

Hearing to consider what steps will be taken to address the closure of the inpatient and emergency department at Mt. Zion.

9/1/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

Motions

**991117 [Board Off Site Meeting, December 6, 1999]
Supervisor Teng**

Motion moving to have the December 6, 1999 meeting of the Board of Supervisors convened at Herbert Hoover Middle School located at 2290 14th Avenue in the West Portal/Sunset neighborhood of San Francisco at 6:00 p.m.

6/1/99, RECEIVED AND ASSIGNED to Rules Committee.

9/27/99, SUBSTITUTED. Submitted by Supervisor Teng in Board bearing new title.

9/27/99, RECEIVED AND ASSIGNED to Rules Committee.

**991821 [Conditional Use and Parcel Map Appeals, Unsworn Testimony]
Supervisor Kaufman**

Motion amending the procedures of the Board of Supervisors by discontinuing the practice of requiring witnesses who testify at conditional use and parcel map appeals to take an oath before testifying.

9/27/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion No. M99-119

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

991757 [Vacation of portion of Dow Place to be used for fire truck turnaround, open space/parking in connection with residential project being developed by adjacent property owner, 77 Dow Place Lofts, LLC]

Ordinance ordering the summary street vacation of a portion of the western end of Dow Place; adopting findings pursuant to the California Streets and Highways Code, Chapter 4, Sections 8330 Et Seq. (Public Streets, Highways, and Service Easement Law, Summary Vacation); and adopting findings of conformity with the General Plan and priority policies of Planning Code Section 101.1. (Real Estate Department)

(Categorically exempt from Environmental Review under Class 1 (Minor alteration of existing street/sidewalk) and Class 5 (Minor alteration of land use limitations) of State Environmental Review Guidelines; companion measure to File 991758.)

9/20/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991758** [Proposed sale of portion of Dow Place to 77 Dow Place Lofts, LLC at a fair market value of approximately \$247,000.00]
Ordinance authorizing the sale of property, a portion of western end of Dow Place, and adopting findings pursuant to Planning Code Section 101.1. (Real Estate Department)
- (Companion measure to File 991757.)
9/20/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS

- 991580** [Permitting non-City workers to perform work for the City because non-City workers can perform work at a lesser cost than City employees - Unarmed security guards at the Airport]
Resolution approving the Controller's certification that security guard services for San Francisco International Airport can be practically performed by a private contractor at a lower cost than if the work were performed by City and County employees at presently budgeted levels. (Airport Commission)
8/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
9/21/99, SUBSTITUTED. Substituted by Airport Commission 9/21/99, bearing same title.
9/21/99, ASSIGNED to Finance and Labor Committee.
- 991759** [State Grant: AIDS Drug Assistance Program]
Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to accept retroactively and expend a grant in the amount of \$171,002 from the State Office of AIDS, for the AIDS Drug Assistance Program and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health)
9/21/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.
- 991761** [Permitting non-City workers to perform work for the City because non-City workers can perform the work at a lesser cost than City employees - Intake and shelter services to status offenders]
Resolution concurring with the Controller's certification that intake and shelter services to status offenders can be practically performed by private contractor for lower cost than similar work services performed by City and County employees; retroactive to July 1, 1999. (Juvenile Probation Department)
9/22/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991765** [State Grant: Y2K Hazardous Materials Project]
Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to accept retroactively and expend grant funds in the amount of \$46,816 from the Office of Emergency Services for the Y2K Hazardous Materials Project and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; waiving indirect costs and providing for ratification of action previously taken. (Department of Public Health)
9/21/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

- 991807 **[State Grant to fund the Threat Management/Stalking Prosecution Program to prosecute cases of stalking against women, their children, or other family members]**
Resolution authorizing the District Attorney of the City and County of San Francisco to retroactively apply for, accept and expend grant funds not to exceed the amount of \$140,000 available through the California Office of Criminal Justice Planning for a project entitled "Threat Management/Stalking Vertical Prosecution" for the twelve month period September 1, 1999 through August 31, 2000, and waiving indirect cost due to funding constraints. (District Attorney)
9/22/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991809 **[Acceptance of two (2) gifts estimated at \$200,000 from the estate of LeMar Hoaglin and \$25,000 from the estate of Beatrice Druhe for patients at San Francisco General Hospital]**
Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept and expend gifts bequeathed to San Francisco General Hospital from the estate of LeMar Hoaglin and the estate of Beatrice Druhe. (Department of Public Health)
9/22/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.
- 991810 **[State Grant to be used for the construction/renovation of the Carmel Fallon Building for the Lesbian, Gay, Bisexual, Transgender Community Center at 1800 Market Street]**
Resolution authorizing the Mayor's Office of Community Development to apply, accept and to expend, up to \$985,000 in funds from the State Department of Parks and Recreation for restoration of the Carmel Fallon Building for the LGBT Community Center Project. (Mayor)
9/22/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.
- 991811 **[Ferry Building Lease and Negative Declaration]**
Resolution approving lease with Ferry Building Investors, LLC, for the rehabilitation of the Ferry Building (The Embarcadero and Market Street) as a mixed use project; approving Negative Declaration. (Port)

(Final Negative Declaration adopted and issued October 1, 1998.)
9/22/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 10/27/1999.
- 991767 **[Private Grant: Universitywide AIDS Research Program]**
Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to accept retroactively and expend a grant in the amount of \$145,421 from the University of California Universitywide AIDS Research Program (UARP) and to enter into an agreement which includes rights in data clauses and does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Department of Public Health)
9/21/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

Requests Granted

From: Supervisor Yaki

To: City Attorney

Requesting/Inquiring: That an ordinance be drafted which would direct that the government cable channel be operated and managed by an independent non-profit organization.

From: Supervisor Brown

To: Director, Department of Parking and Traffic

Requesting/Inquiring: That information be provided on the process for public notification and coordination of traffic for special events held in San Francisco.

From: Supervisor Katz

To: Director, Department of Public Health

Requesting/Inquiring: That a report be prepared and submitted to the Board of Supervisors detailing what steps will be taken to address the closure of the inpatient and emergency department at Mt. Zion; specifically, what coordinated efforts will take place between local hospitals, emergency medical services, UCSF and the Health Department to deal with this crisis. File 991851.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

James Terracina (Supervisor Yee)

ADJOURNMENT

There being no further business, the Board at the hour of 4:18 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

ADJOURNMENT

There being no further business, the Board at the hour of 4:18 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 25, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

